

JOURNAL OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS OF COOK COUNTY



“While the Cook County Board of Commissioners makes every attempt to keep the record of its proceedings up to date with current law and policies, the Board does not guarantee the accuracy, legality, reliability or content of any of the information contained herein in journals prior to December 6, 2010, and that the information is provided as submitted to the Cook County Clerk”.

**DAVID ORR
COUNTY CLERK**

JOURNAL OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS OF COOK COUNTY

MAY 3, 2006



JOHN H. STROGER, JR., PRESIDENT

**JERRY BUTLER
FORREST CLAYPOOL
EARLEAN COLLINS
JOHN P. DALEY
ELIZABETH ANN DOODY GORMAN
GREGG GOSLIN
CARL R. HANSEN
ROBERTO MALDONADO**

**JOSEPH MARIO MORENO
JOAN PATRICIA MURPHY
ANTHONY J. PERAICA
MIKE QUIGLEY
PETER N. SILVESTRI
DEBORAH SIMS
BOBBIE L. STEELE
LARRY SUFFREDIN**

**DAVID ORR
COUNTY CLERK**

TABLE OF CONTENTS FOR MAY 3, 2006

Call to Order	1
Invocation	1
Communications Referred to Committee	1
Recess/Reconvene.....	2
Board of Commissioners of Cook County	
PRESIDENT	
Reappointments	2
COMMISSIONERS.....	3
Authorization to Add Additional Co-Sponsors to a Previously Approved Ordinance.....	3
Authorization to Record Vote	3
Transfer of Funds	3
Proposed Ordinance	4
Proposed Resolutions	5
Business from Department Heads and Elected Officials	
BUILDING AND ZONING, DEPARTMENT OF	
Waiver of Permit Fees.....	8
CAPITAL PLANNING AND POLICY, OFFICE OF	
Proposed Capital Program Items	11
Capital Program Items.....	12
CERMAK HEALTH SERVICES OF COOK COUNTY	
Grant Award Renewal.....	16
CLERK OF THE CIRCUIT COURT, OFFICE OF THE	
Permission to Advertise.....	16
COURT SERVICES DIVISION (SHERIFF'S)	
Contract Addendum	17
CUSTODIAL DEPARTMENT (SHERIFF'S)	
Permission to Advertise.....	18
FACILITIES MANAGEMENT, DEPARTMENT OF	
Permission to Advertise.....	19
HEALTH SERVICES, BUREAU OF	
Contract Addenda.....	19
HIGHWAY DEPARTMENT	
Permission to Advertise.....	22

TABLE OF CONTENTS FOR MAY 3, 2006

Contract	22
Changes in Plans and Extra Work	22
Report	24
Resolutions:	
06-R-192 (Illinois Commerce Commission Stipulated Agreement) County of Cook and the Union Pacific Railroad	24
06-R-193 (Amendment to Agreement for Jurisdictional Transfer) County of Cook, the Illinois Department of Transportation and the Village of Northfield	25
06-R-194 (Amendment to Agreement for Jurisdictional Transfer) County of Cook, the Illinois Department of Transportation and the Village of Northfield	26
06-R-195 (Reimbursement Agreement) County of Cook and the Village of Maywood	27
06-R-196 (Reimbursement Agreement) County of Cook and the Village of Flossmoor	27
06-R-197 (Completion of Construction) Group 2-2004: 31st Street, Harlem Avenue to Ridgeland Avenue; and Ridgeland Avenue, Pershing Road to Ogden Avenue	28
JUDGE, OFFICE OF THE CHIEF	
Grant Award Renewal	29
Contracts	29
JUDICIAL ADVISORY COUNCIL	
Intergovernmental Agreement	31
JUVENILE TEMPORARY DETENTION CENTER	
Contract Addendum	31
MANAGEMENT OF INFORMATION SYSTEMS, DEPARTMENT FOR	
Contract	32
MEDICAL EXAMINER, OFFICE OF THE	
Permission to Advertise	32
Contract Addendum	33
OAK FOREST HOSPITAL OF COOK COUNTY	
Permission to Advertise	34
Contract	34
PLANNING AND DEVELOPMENT, DEPARTMENT OF	
Home Investment Partnerships Program	34
POLICE DEPARTMENT (SHERIFF'S)	
Contract Addendum	35
PROVIDENT HOSPITAL OF COOK COUNTY	
Contract	36

TABLE OF CONTENTS FOR MAY 3, 2006

Contract Addenda.....	36
PUBLIC HEALTH, DEPARTMENT OF	
Grant Award Renewal.....	37
Permission to Advertise.....	38
Contract	38
Contract Addendum	39
REAL ESTATE MANAGEMENT DIVISION	
Real Estate Matters.....	39
RISK MANAGEMENT, DEPARTMENT OF	
Contract Amendment	41
SHERIFF, OFFICE OF THE	
Intergovernmental Agreements	43
Permission to Advertise.....	43
STATE'S ATTORNEY, OFFICE OF THE	
Pending Litigation	43
Contract	44
STROGER HOSPITAL OF COOK COUNTY	
Contract Addenda.....	45
Contract Renewals.....	46
Approval of Payment	47
WOMEN'S JUSTICE SERVICES, (SHERIFF'S) DEPARTMENT OF	
Contracts.....	47
Bid Opening - April 25, 2006	49
Contracts and Bonds - Purchasing Agent.....	52
Reports of Committees	
Zoning and Building - May 3, 2006.....	58
06-O-16 An Ordinance Granting a Map Amendment and Special Use in Maine Township	59
06-O-17 An Amendment of Section 8.7.1 of the Cook County Zoning Ordinance of 2001	65
Roads and Bridges - May 3, 2006.....	67
Finance (Public Hearing) - April 27, 2006	68
06-R-198 Public hearing to examine the Administration of the 2006 primary election in all its aspects	81
Finance - May 3, 2006	68

TABLE OF CONTENTS FOR MAY 3, 2006

06-O-18	An Amendment to the Cook County Ethics Ordinance [Article IV, Section 4.1(n)]	136
06-O-19	An Amendment to the Cook County Lobbyist Registration Ordinance [Section 7(a)]	152
Finance (Bid Awards) - May 3, 2006		163
Health and Hospitals - April 20, 2006		166
Bylaws of the Medical Staff of Stroger Hospital of Cook Countyt.....		Error! Bookmark not defined.
Ordinances (See also Zoning and Building Committee Report and the Finance Committee Report of March 3, 2006)		
06-O-13	Displaced Building Service Workers Protection Ordinance, (Additional Co-Sponsors)	259
Resolutions (See also Highway Department and Finance Committee Report of April 27, 2006)		
06-R-199	Concerning 2006 Bond Volume Cap	264
06-R-200	Recognizing the month of May as Asian American Heritage Month.....	265
06-R-201	A Resolution to accept funds made available under the Help America Vote Act of 2002, as Amended	267
06-R-202	Establishing a campaign to prevent the exploitation of children.....	269
06-R-203	Margaret C. "Peggy" Roach - In Memoriam	270
06-R-204	Francis E. "Frank" Little - In Memoriam	271
06-R-205	Welcoming Monsignor Diego Monroy Ponce to Cook County and joining in the celebration of Cinco de Mayo.....	273
06-R-206	Congratulating Triton College's men's basketball team.....	274
06-R-207	Congratulating Community Support Services upon the occasion of their 25th Anniversary.....	276
06-R-208	Congratulating Thomas J. Glaser, Chief Financial Officer of Cook County, on his appointment as President of the Government Finance Officers Association (GFOA).....	276
06-R-209	Congratulating all the parishioners, past and present, of St. Jerome Croatian Catholic Church upon the occasion of the 100th Anniversary Celebration of Velika Gospa on August 15, 2006.....	278
06-R-210	Minnie Abate - In Memoriam	279
Public Testimony		280
Executive Session		280
Adjournment		281

JOURNAL OF THE PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF COOK COUNTY

Meeting of Wednesday, May 3, 2006

COOK COUNTY BOARD ROOM, COUNTY BUILDING

Board met pursuant to law and pursuant to Resolution 06-R-09.

OFFICIAL RECORD

President Pro Tempore Moreno in the Chair.

CALL TO ORDER

At 10:00 A.M., being the hour appointed for the meeting, the President Pro Tempore called the Board to order.

QUORUM

Cook County Clerk David Orr called the roll of members and there was found to be a quorum present.

ROLL CALL

Present: Butler, Claypool, Daley, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Silvestri, Sims, Steele, Suffredin-15.

Absent: Collins-1.

Excused Absence: Stroger-1.

INVOCATION

Pastor Ed Harris St. Marks Cathedral gave the Invocation.

COMMUNICATIONS REFERRED TO COMMITTEE

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Pursuant to Rule 4-25, Communication Numbers 278228 through 278683 were referred to their respective committees.

President Pro Tempore Moreno moved that the meeting do now recess for the purpose of holding the various committee meetings.

BOARD RECONVENED

President Pro Tempore Moreno in the Chair.

QUORUM

County Clerk David Orr called the roll of members and there was found to be a quorum present.

ROLL CALL

Present: Butler, Claypool, Daley, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Silvestri, Sims, Steele, Suffredin-15.

Absent: Collins -1.

Excused Absence: Stroger-1.

PRESIDENT

REAPPOINTMENTS

Transmitting a Communication from

JOHN H. STROGER, JR., President, Cook County Board of Commissioners

I hereby reappoint Mr. Arthur Jackson to the Cook County Emergency Telephone System Board for a term to begin immediately and to expire May 1, 2009.

I submit this appointment for your approval.

Commissioner Suffredin, seconded by Commissioner Silvestri, moved that the reappointment by the President be approved. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

JOHN H. STROGER, JR., President, Cook County Board of Commissioners

I hereby reappoint Chief Marjorie O'Dea to the Cook County Emergency Telephone System Board for a term to begin immediately and to expire May 1, 2009.

I submit this appointment for your approval.

Commissioner Suffredin, seconded by Commissioner Silvestri, moved that the reappointment by the President be approved. **The motion carried unanimously.**

COMMISSIONERS

AUTHORIZATION TO ADD ADDITIONAL CO-SPONSOR TO A PREVIOUSLY APPROVED ORDINANCE

Transmitting a Communication, dated April 19, 2006 from

LARRY SUFFREDIN, County Commissioner

I hereby request to correct the record of the March 15, 2006 Cook County Board Meeting.

On Ordinance 06-O-13, Displaced Building Service Workers Protection Ordinance, which appeared as New Item #1 on the March 15, 2006 Agenda, I request to add Commissioners Deborah Sims, John P. Daley, Joseph Mario Moreno, Joan Patricia Murphy, Peter N. Silvestri and Bobbie L. Steele as a co-sponsors of the Ordinance.

Note: This item also appears under ordinances.

Commissioner Suffredin, seconded by Commissioner Maldonado, moved that the request of the County Commissioner be approved. **The motion carried unanimously.**

AUTHORIZATION TO RECORD VOTE

Transmitting a Communication, dated April 26, 2006 from

CARL R. HANSEN, County Commissioner

At the April 18, 2006 Board Meeting of the Finance Committee my vote on Communication Nos. 277867 and 277868, Special Court Cases for payments to Hinshaw & Culbertson, LLP, was not recorded. I am submitting this letter so that at the next board meeting my present vote can be recorded publicly. My vote on Communication Nos. 277867 and 277868 should be recorded as "present".

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the County Commissioner be approved. **The motion carried unanimously.**

TRANSFER OF FUNDS

Transmitting a Communication, dated April 27, 2006 from

PETER N. SILVESTRI, County Commissioner

I hereby request to transfer \$24,500.00 from (018-110 Account) Salaries and Wages of Regular Employees (payroll position Administrative Analyst II – employee #462507) to (018-350 Account)

Office Supplies. Mary Beth Hoerner, of my staff has been employed on a part time basis which began on December 1, 2003. Her part time employment status will remain in effect for the remainder of fiscal year 2006. Funds from the 018-110 Account will be utilized for 9th District constituent outreach services in the form of a newsletter.

Commissioners Hansen and Peraica, seconded by Commissioner Murphy, moved that the transfer of funds be approved. **The motion carried unanimously.**

PROPOSED ORDINANCE

Submitting a Proposed Ordinance sponsored by

JOSEPH MARIO MORENO, County Commissioner

Co-Sponsored by

JERRY BUTLER, FORREST CLAYPOOL, JOHN P. DALEY,
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,
ROBERTO MALDONADO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS, BOBBIE L. STEELE and
LARRY SUFFREDIN, County Commissioners

PROPOSED ORDINANCE

DISQUALIFICATION OF CONTRACTORS FAILING TO REEMPLOY ARMED SERVICES PERSONNEL IN VIOLATION OF USERRA

WHEREAS, since the 9/11 terrorist attacks, the United States has waged a global war on terror resulting in more than 542,000 national guardsmen and reservists being called to active duty; and

WHEREAS, this war has expanded to include large overseas campaigns in Afghanistan and Iraq, in addition to other operations of national interest throughout the world, with a significant number of reservists being called up to active duty and away from their jobs and families; and

WHEREAS, the U.S. Armed Forces are becoming increasingly reliant on reservists and guardsmen to fulfill their missions, and therefore in the interest of national security, to provide protection against employment discrimination; and

WHEREAS, these brave men and women selflessly serve our country and sacrifice much, sometimes making the ultimate sacrifice by giving their lives to protect the freedoms we enjoy; and

WHEREAS, some employers see enlistment in the uniformed services as a detriment due to required absences for military service, sometimes for extended deployments, and although illegal under the Uniformed Services Employment and Reemployment Rights Act (USERRA), 38 U.S.C. § 4301 et seq., discriminate when it comes to hiring or maintaining these service members; and

WHEREAS, an employer's failure to abide by the USERRA Act only contributes to the hardships already faced by service men and women and their families; and

WHEREAS, it is the intent of the County Board to complement the USERRA Act by requiring employers doing business with the County to act in accordance with the criteria set forth by said Act to ensure service members reemployment rights are honored; and

WHEREAS, the Board of Commissioners does hereby thank all the servicemen and women of the United States Armed Forces for their sacrifice, their service, and their dedication to protecting our great nation; and

WHEREAS, the County Board does hereby vigorously encourage all current businesses contracting with the County to also honor our service men and women by abiding by the principles of the USERRA Act.

NOW, THEREFORE, BE IT ORDAINED by the Cook County Board of Commissioners:

Section 1: USERRA Compliance

All persons or business entities contracting with the County, including subcontractors, shall comply with the Uniformed Services Employment and Reemployment Rights Act (USERRA), 38 U.S.C. § 4301 et seq.

Section 2: Notification of USERRA Complaint

All persons or business entities contracting with the County shall notify the Office of Contract Compliance of any complaint filed under the USERRA Act against the employer by an eligible service member/employee.

The Office of Contract Compliance shall maintain a record of such complaints and of their disposition. Failure to report to the Office of Contract Compliance as required by this section may result in the termination of any contract with that contractor.

Section 3: USERRA Violators Disqualified from Participation in County Contracts

No person or business entity that is found to be in violation of the USERRA Act by a court of competent jurisdiction shall be awarded a contract for goods and services with the county for a period of no less than two years following the date of the finding of violation.

Section 4: Effective Date

This Ordinance shall take effect upon passage.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Proposed Ordinance be referred to the Committee on Finance. (Comm. No. 278681). **The motion carried unanimously.**

PROPOSED RESOLUTIONS

Submitting a Proposed Resolution sponsored by

JOSEPH MARIO MORENO, County Commissioner

Co-Sponsored by

JERRY BUTLER, LARRY SUFFREDIN, JOHN P. DALEY, ROBERTO MALDONADO,
PETER N. SILVESTRI and DEBORAH SIMS, County Commissioners

PROPOSED RESOLUTION

WHEREAS, Cook County government is facing a serious budget crisis now and in the near future; and

WHEREAS, this budget crisis is caused by a variety of factors in part, but not limited to, ever escalating healthcare costs that have reached double-digit figures within the last five years, exasperated by an approximately \$70 million loss from IGTs (Intergovernmental Transfers) for FY 2006 with an additional loss of \$30 million expected next year, which was earmarked for health services; and

WHEREAS, federal budget cuts in Medicaid and Medicare, create more indigent citizens with healthcare needs, who turn to the County as their only option; and

WHEREAS, an estimated 1.8 million Illinois State residents are uninsured, and of those with medical coverage, as many as 40% do not have dental insurance; and

WHEREAS, lack of preventive dental care often leads to more serious dental ailments, which in turn can lead to serious health risks left untreated; and

WHEREAS, studies have shown that periodontal disease has been linked to increased risk for stroke, diabetes, heart attack and worsening lung disease; and

WHEREAS, people with gingivitis and periodontal disease have a mortality rate that is 23% to 46% higher than those who do not; and

WHEREAS, gum disease is the major cause of about 70% of adult tooth loss, affecting three out of four people at some point in their life; and

WHEREAS, the burden of disease restricts activities in school, work, and home, and often significantly diminishes the quality of life; and

WHEREAS, these citizens turn to the County's health services, including costly emergency room visits for treatment, despite the fact that most hospital emergency rooms do not have dentists on staff; and

WHEREAS, those patients with dental emergencies cannot be adequately treated by a medical doctor, and may return several times to the emergency room, if they are unable to find access to a dentist; and

WHEREAS, Stroger Hospital of Cook County receives about 7,000 calls a month from people who wish to see a dentist for serious dental ailments, but can serve only 11% of that demand per month; and

WHEREAS, currently only eight of the County's clinics offer dental care, and the demand for dental care heavily outweighs the resources available to accommodate it; and

WHEREAS, despite the expansion of dental coverage for children in Illinois, 32% of third-graders in Chicago had untreated dental decay and 38% in suburban Cook County, according to the latest statewide survey, completed in 2004; and

WHEREAS, Illinois Medicaid for adults does not cover preventive care and insurance coverage is more limited compared to that for children.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners, does hereby request a six month study, to be conducted by the Bureau of Health Services, to determine how many people go to county hospitals for illnesses caused by a lack of proper dental care and the cost to treat them; and

BE IT FURTHER RESOLVED, that this study will also consider the cost of implementing a preventive dental care system in Cook County clinics to lower the cost of these hospital visits.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Proposed Resolution be referred to the Committee on Finance. (Comm. No. 278682). **The motion carried unanimously.**

* * * * *

Submitting a Proposed Resolution sponsored by

CARL R. HANSEN, County Commissioner

Co-Sponsored by

JERRY BUTLER, FORREST CLAYPOOL, JOHN P. DALEY,
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, ROBERTO MALDONADO,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS, BOBBIE L. STEELE
and LARRY SUFFREDIN, County Commissioners

PROPOSED RESOLUTION

WHEREAS, America's Baby Boomer generation is aging; and

WHEREAS, there are now approximately 4.5 million Americans who suffer from Alzheimer's disease; and

WHEREAS, the number of Americans with dementia-type illnesses will increase as the Baby Boomer generation ages; and

WHEREAS, the problem of "wandering," the condition in which senior citizens with dementia travel by foot or other mode of transportation away from their place of residence and become disoriented and lost; and

WHEREAS, the phenomenon of "wandering" has resulted in the disappearance and the death of some vulnerable senior citizens and heartache for their families; and

WHEREAS, several other states are preparing legislation or studying how to address this issue; and

WHEREAS, by law the state of Illinois now directs the state police to issue a regional or statewide alert when a vulnerable senior citizen is missing; and

WHEREAS, there currently is no local coordination of the statewide alert system and such coordination is necessary to make this policy effective in Cook County; and

WHEREAS, the creation of an alert system to help locate senior citizens who have wandered away from their residence as a result of dementia will facilitate the search for them; now, therefore,

BE IT RESOLVED, that the Board of Commissioners of Cook County does hereby urge the creation of a "Silver Alert" system which should be implemented in Cook County, particularly a system that coordinates its search with the local media and local governmental and police agencies.

Commissioner Hansen, seconded by Commissioner Silvestri, moved to suspend the rules so that this matter may be considered. **The motion carried unanimously.**

Commissioner Hansen, seconded by Commissioner Butler, moved that the Proposed Resolution be referred to the Committee on Administration. (Comm. No. 278683). **The motion carried unanimously.**

DEPARTMENT OF BUILDING AND ZONING

WAIVER OF PERMIT FEES

Transmitting a Communication, dated April 7, 2006 from

DONALD H. WLODARSKI, Commissioner, Department of Building and Zoning

respectfully request the granting of a No Fee Permit for the Forest Preserve District of Cook County for replacement of roofing membrane at the North Branch Division Headquarters Facility, 6633 Harts Road, Niles, Illinois in Niles Township.

Permit #:	060259
Requested Waived Fee Amount (100%):	\$797.00

This request is pursuant to the County Board's adoption of Item No. 176427 on September 16, 1991 that all building and zoning permit fees be waived for public entities defined as county, township, municipality, municipal corporation, school district, forest preserve district, park district, fire protection district, sanitary district, library district and all other local governmental bodies.

Estimated Fiscal Impact: \$797.00.

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the permit fees be waived. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 7, 2006 from

DONALD H. WLODARSKI, Commissioner, Department of Building and Zoning

respectfully request the granting of a No Fee Permit for the North Maine Fire Protection District for a double faced illuminated identification sign at 9301 Potter Road, Des Plaines, Illinois in Maine Township.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Permit #: 052305
Requested Waived Fee Amount: \$178.00

This request is pursuant to the County Board's adoption of Item No. 176427 on September 16, 1991 that all building and zoning permit fees be waived for public entities defined as county, township, municipality, municipal corporation, school district, forest preserve district, park district, fire protection district, sanitary district, library district and all other local governmental bodies.

Estimated Fiscal Impact: \$178.00.

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the permit fees be waived.
The motion carried unanimously.

* * * * *

Transmitting a Communication, dated April 7, 2006 from

DONALD H. WLODARSKI, Commissioner, Department of Building and Zoning

respectfully request the granting of a No Fee Permit for the Palatine Township Road District for erosion control along Salt Creek, Palatine, Illinois in Palatine Township.

Permit #: 052239
Requested Waived Fee Amount (100%): \$997.50

This request is pursuant to the County Board's adoption of Item No. 176427 on September 16, 1991 that all building and zoning permit fees be waived for public entities defined as county, township, municipality, municipal corporation, school district, forest preserve district, park district, fire protection district, sanitary district, library district and all other local governmental bodies.

Estimated Fiscal Impact: \$997.50.

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the permit fees be waived.
The motion carried unanimously.

* * * * *

Transmitting a Communication, dated April 7, 2006 from

DONALD H. WLODARSKI, Commissioner, Department of Building and Zoning

respectfully request the granting of a No Fee Permit for the Chicago Botanic Garden for temporary tents for the antique fair at 1000 Lake-Cook Road, Glencoe, Illinois in Northfield Township.

Permit #: 060326
Requested Waived Fee Amount (100%): \$9,545.00

This request is pursuant to the County Board's adoption of Item No. 176427 on September 16, 1991 that all building and zoning permit fees be waived for public entities defined as county, township,

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

municipality, municipal corporation, school district, forest preserve district, park district, fire protection district, sanitary district, library district and all other local governmental bodies.

Estimated Fiscal Impact: \$9,545.00.

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the permit fees be waived.
The motion carried unanimously.

* * * * *

Transmitting a Communication, dated March 14, 2006 from

DONALD H. WLODARSKI, Commissioner, Department of Building and Zoning

respectfully request the granting of a No Fee Permit for the Chicago Zoological Society/Brookfield Zoo Australia House electrical upgrade project at 3300 South Golf Road, Brookfield, Illinois in Proviso Township.

Permit #:	060137
Requested Waived Fee Amount (100%):	\$230.00

This request is pursuant to the County Board's adoption of Item No. 176427 on September 16, 1991 that all building and zoning permit fees be waived for public entities defined as county, township, municipality, municipal corporation, school district, forest preserve district, park district, fire protection district, sanitary district, library district and all other local governmental bodies.

Estimated Fiscal Impact: \$230.00.

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the permit fees be waived.
The motion carried unanimously.

* * * * *

Transmitting a Communication, dated March 14, 2006 from

DONALD H. WLODARSKI, Commissioner, Department of Building and Zoning

respectfully request the granting of a 10% Reduced Fee Permit for Loyola University Medical Center for demolition to Corridor B and Building 140 Project at 2160 South First Avenue, Maywood, Illinois in Proviso Township.

Permit #:	051950
Total Fee Amount:	\$3,686.00
Requested Waived Fee Amount (90%):	\$3,317.40
Amount Due (10%):	\$368.60

This request is pursuant to the County Board's adoption of Item No. 176427 on September 16, 1991 that valid not-for-profit organizations be required to pay ten percent (10%) of the standard permit fee as established by Ordinance.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Estimated Fiscal Impact: \$3,317.40.

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the permit fees be waived.
The motion carried unanimously.

* * * * *

Transmitting a Communication, dated April 7, 2006 from

DONALD H. WLODARSKI, Commissioner, Department of Building and Zoning

respectfully request the granting of a 10% Reduced Fee Permit for Loyola University Medical Center for installation of a new CT scan at 2160 South First Avenue, Maywood, Illinois in Proviso Township.

Permit #:	060257
Total Fee Amount:	\$1,233.75
Requested Waived Fee Amount (90%):	\$1,110.38
Amount Due:	\$123.37

This request is pursuant to the County Board's adoption of Item No. 176427 on September 16, 1991 that valid not-for-profit organizations be required to pay ten percent (10%) of the standard permit fee as established by Ordinance.

Estimated Fiscal Impact: \$1,110.38.

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the permit fees be waived.
The motion carried unanimously.

OFFICE OF CAPITAL PLANNING AND POLICY

PROPOSED CAPITAL PROGRAM ITEMS

Transmitting a Communication, dated April 17, 2006 from

BRUCE WASHINGTON, Director, Office of Capital Planning and Policy

transmitted herewith for your approval is a request for authorization for the Purchasing Agent to advertise for bids for the Countywide Fire & Life Safety System Upgrade Project – Package #8 at the Hektoen Building. It is respectfully requested that this Honorable Body approve this request.

Reason: This project provides for the installation of sprinklers at this location in order to remain compliant with the current City of Chicago high rise building life safety codes and ordinances.

Bond Issue (20000 Account).

Sufficient funds have been appropriated to cover this request.

Commissioner Sims, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Construction. (Comm. No. 278675). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 17, 2006 from

BRUCE WASHINGTON, Director, Office of Capital Planning and Policy

transmitted herewith for your approval is a request for authorization for the Purchasing Agent to advertise for bids for portions of the Countywide Exterior Wall Renovation Project – Group 3. The portions to be bid in separate packages at this time include packages B, C, D, and E, covering the sites of the Hawthorne and Rockwell Warehouses, the Robert J. Stein Institute of Forensic Medicine, and numerous buildings on Oak Forest Hospital of Cook County Campus. It is respectfully requested that this Honorable Body approve this request.

Reason: This project provides for the repair/replacement of exterior surfaces and windows at these locations. The work is necessary in order to comply with the current building codes and local façade ordinances and to keep the buildings safe and in a state of good repair.

Bond Issue (20000 Account).

Sufficient funds have been appropriated to cover this request.

Commissioner Sims, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Construction. (Comm. No. 278676). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 17, 2006 from

BRUCE WASHINGTON, Director, Office of Capital Planning and Policy

transmitted herewith for your approval is Change Order No. 1, to the contract with G.F. Structures Corporation, contractor for the 4th floor County Clerk's Office Renovation Project at the Cook County Building. It is respectfully requested that this Honorable Body approve this request.

Reason: This change order provides for above ceiling asbestos abatement which was unforeseen. Once the contractor demolished the ceiling, the asbestos was discovered. The contractor has requested an additional 98 days for this work.

Contract No. 05-53-473

Original Contract Sum:	\$1,580,043.00
Total Changes to-date:	<u>0.00</u>
Adjusted Contract to-date:	\$1,580,043.00
Amount of this Modification:	<u>43,050.00</u>
Adjusted Contract Sum:	\$1,623,093.00

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Estimated Fiscal Impact: \$43,050.00. Bond Issue (20000 Account).

Sufficient funds have been appropriated to cover this request.

Commissioner Sims, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Construction. (Comm. No. 278677). **The motion carried unanimously.**

* * * * *

The following item was previously approved by poll on April 17, 2006 and April 21, 2006:

277574 OFFICE OF CAPITAL PLANNING AND POLICY, ELIZABETH MELAS, Deputy Director, transmitting a Communication, dated March 20, 2006 from

transmitted herewith for your approval is a request for authorization for the Purchasing Agent to advertise for bids for the Countywide Telecommunication Wiring Installation Project – Phase 2A Bid Package #1 at the Hawthorne Warehouse. It is respectfully requested that this Honorable Body approve this request.

Reason: This project provides for the installation of a room size HVAC system, uninterruptible power supply (UPS), and a dry fire suppression system that will support the main telephone and server rooms at the Hawthorne Warehouse. The equipment in these rooms will support inter-connectivity throughout the Warehouse and also provide connectivity to the Cook County Wide Area Network.

Bond Issue (20000 Account).

Sufficient funds have been appropriated to cover this request.

In accordance with Rule 4-2(c), the vote on the poll of the Construction Committee taken on April 17, 2006 is as follows: 7 Yeas; and 0 Nays.

In accordance with Rule 4-2(c), the vote on the poll of the Board taken on April 21, 2006 is as follows: ~~13~~ 14 Yeas; 1 Nay (Commissioner Claypool); and ~~1~~ 2 Absent (President Stroger and Commissioner Quigley); and ~~2~~ Divided (Commissioners Peraica and Quigley voted “present” on Comm. No. 277574).

Commissioner Sims, seconded by Commissioner Butler, moved to ratify the action previously taken with respect to the polled items, and approve as amended the capital planning and policy items. **The motion carried.**

* * * * *

The following item was previously approved by poll on April 17, 2006 and April 21, 2006:

277575 OFFICE OF CAPITAL PLANNING AND POLICY, ELIZABETH MELAS, Deputy Director, transmitting a Communication, dated March 20, 2006 from

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

transmitted herewith for your approval is a request for authorization for the Purchasing Agent to advertise for bids for the Hawthorne Warehouse Renovation Project – Phase 3A. This renovation phase will provide the mechanical, electrical, and plumbing improvements necessary for initial occupancy of this building by the Cook County Clerk. It is respectfully requested that this Honorable Body approve this request.

Reason: This project provides for electrical and power distribution upgrades, installation of energy efficient lighting systems, bathroom upgrades to meet ADA compliance, sprinkler protection upgrades in storage rack areas, and the construction of a new main entrance. Security features will be installed to both limit and monitor access to this building area.

Bond Issue (20000 Account).

Sufficient funds have been appropriated to cover this request.

In accordance with Rule 4-2(c), the vote on the poll of the Construction Committee taken on April 17, 2006 is as follows: 7 Yeas; and 0 Nays.

In accordance with Rule 4-2(c), the vote on the poll of the Board taken on April 21, 2006 is as follows: ~~13~~ 14 Yeas; 1 Nay (Commissioner Claypool); and ~~1~~ 2 Absent (President Stroger and Commissioner Quigley); ~~and 2 Divided (Commissioners Peraica and Quigley voted “present” on Comm. No. 277575).~~

Commissioner Sims, seconded by Commissioner Butler, moved to ratify the action previously taken with respect to the polled items, and approve the capital planning and policy items. **The motion carried.**

* * * * *

The following item was previously approved by poll on April 17, 2006 and April 21, 2006:

277576 OFFICE OF CAPITAL PLANNING AND POLICY, ELIZABETH MELAS, Deputy Director, transmitting a Communication, dated March 20, 2006 from

transmitted herewith for your approval is Amendment No. 1, payable to Clean World Engineering, Ltd. in the amount of \$18,259.00, for additional environmental testing services at the Department of Corrections Campus. It is respectfully requested that this Honorable Body approve this request.

Reason: Preliminary geophysical studies provided by this vendor have determined the need for remediation of contaminated soils at the proposed site for the new Department of Women’s Justice Services Center. Additional services are requested to analyze and quantify the extent of remediation required per the Illinois Environmental Protection Agency (IEPA) remediation program.

Original Contract Sum:	\$21,266.00
Total Changes to-date:	<u>0.00</u>
Adjusted Contract to-date:	\$21,266.00
Amount of this Modification:	<u>18,259.00</u>
Adjusted Contract Sum:	\$39,525.00

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Estimated Fiscal Impact: \$18,259.00. Bond Issue (20000 Account).

Sufficient funds have been appropriated to cover this request.

In accordance with Rule 4-2(c), the vote on the poll of the Construction Committee taken on April 17, 2006 is as follows: 6 Yeas; and 1 Present (Commissioner Silvestri).

In accordance with Rule 4-2(c), the vote on the poll of the Board taken on April 21, 2006 is as follows: ~~15~~ 12 Yeas; ~~1~~ 2 Nays (Commissioners Claypool and Peraica); ~~1~~ 2 Absent (President Stroger and Commissioner Quigley); and ~~2~~ 1 Present (Commissioner Silvestri).

Commissioner Sims, seconded by Commissioner Butler, moved to ratify the action previously taken with respect to the polled items, and approve the capital planning and policy items. **The motion carried.**

* * * * *

The following item was previously approved by poll on April 17, 2006 and April 21, 2006:

277577 OFFICE OF CAPITAL PLANNING AND POLICY, ELIZABETH MELAS, Deputy Director, transmitting a Communication, dated March 20, 2006 from

transmitted herewith for your approval is Amendment No. 3 to the contract with Primera Engineers in the amount of \$48,443.00 for the Rockwell Warehouse - Phase II, Interior Project. It is respectfully requested that this Honorable Body approve this request.

Reason: This amendment provides for additional design and construction administration services associated with the relocation of the new electrical switchboard, design services to incorporate individual radiator control valves in lieu of temperature zone valves, incorporation of various additional room and toilet room finishes necessary for code compliance, and additional construction management services required to complete the project.

Contract No. 00-41-402

Original Contract Sum:	\$331,000.00
Total Changes to-date:	<u>126,610.00</u>
Adjusted Contract to-date:	\$457,610.00
Amount of this Modification:	<u>48,443.00</u>
Adjusted Contract Sum:	\$506,053.00

Estimated Fiscal Impact: \$48,443.00. Bond Issue (20000 Account).

Sufficient funds have been appropriated to cover this request.

In accordance with Rule 4-2(c), the vote on the poll of the Construction Committee taken on April 17, 2006 is as follows: 6 Yeas; and 1 Present. (Commissioner Silvestri).

In accordance with Rule 4-2(c), the vote on the poll of the Board taken on April 21, 2006 is as follows: ~~15~~ 12 Yeas; ~~1~~ 2 Nays (Commissioners Claypool and Peraica); ~~1~~ 2 Absent (President Stroger and Commissioner Quigley); and 1 Present (Commissioner Silvestri).

Commissioner Sims, seconded by Commissioner Butler, moved to ratify the action previously taken with respect to the polled items, and approve the capital planning and policy items. **The motion carried.**

CERMAK HEALTH SERVICES OF COOK COUNTY

GRANT AWARD RENEWAL

Transmitting a Communication, dated April 1, 2006 from

DAVE FAGUS, Chief Operating Officer, Cermak Health Services of Cook County

requesting authorization to renew a grant in the amount of \$70,535.00 from the Hektoen Institute for Medical Research for the Center for Disease Control (CDC) HIV Prevention Program. The purpose of this grant is to provide individual and group health education classes and counseling sessions for detainees at the Department of Corrections.

This grant does not require an application process, the funding is automatically renewed.

The authorization to accept the previous grant was given on May 3, 2005 by the Cook County Board of Commissioners in the amount of \$70,535.00.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: None. Grant Award: \$70,535.00. Funding period: January 1, 2006 through December 31, 2006.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the request of the Chief Operating Officer of Cermak Health Services of Cook County be approved. **The motion carried unanimously.**

OFFICE OF THE CLERK OF THE CIRCUIT COURT

PERMISSION TO ADVERTISE

Transmitting a Communication from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization for the Purchasing Agent to advertise for bids for the maintenance of miscellaneous micrographic equipment.

Contract period: October 5, 2006 through October 4, 2007. (529-441 Account). Requisition No. 65291364.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization for the Purchasing Agent to advertise for bids for the maintenance of Canon micrographic equipment. This item can be bid through various vendors.

Contract period: October 18, 2006 through October 17, 2007. (529-441 Account). Requisition No. 65291365.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization for the Purchasing Agent to advertise for bids for the purchase and installation of the following items to be used in several locations throughout the Clerk of the Circuit Court offices:

DESCRIPTION

Eight (8) cash bank overnight bank storage safes

Twelve (12) Amsec double tier safes with rotary hopper and Class 350 fire rating

The Amsec bank safes are requested to maintain consistency and standardization of the safes used in the Clerk of the Circuit Court offices. These items can be bid through various vendors.

One time purchase. (717/335-530 Account). Requisition No. 63350033.

Sufficient funds have been appropriated to cover this request.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

(SHERIFF'S) COURT SERVICES DIVISION

PROPOSED CONTRACT ADDENDUM

Transmitting a Communication from

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

MICHAEL F. SHEAHAN, Sheriff of Cook County

by

DAVID DEVANE, Acting Chief Deputy Sheriff, Court Services Division

requesting authorization for the Purchasing Agent to increase by \$60,000.00, Contract No. 01-54-528 Rebid with Jonette Products Enterprise, Chicago, Illinois, for food service and food service management for the Sheriff's Court Services Division and the Bureau of Administration, Real Estate Management Division.

Board approved amount 06-05-01:	\$1,092,540.00
Increase requested:	<u>60,000.00</u>
Adjusted amount:	\$1,152,540.00

Reason: This request is necessary due to an increase of approximately 16,000 jury meals this current year. This increase is needed to cover the cost of meals until the end of the contract. The expiration date of the current contract is June 12, 2006.

Estimated Fiscal Impact: \$60,000.00. (230-223 Account).

This item was WITHDRAWN at the request of the sponsor.

(SHERIFF'S) CUSTODIAL DEPARTMENT

PERMISSION TO ADVERTISE

Transmitting a Communication from

MICHAEL F. SHEAHAN, Sheriff of Cook County

by

RONALD F. ROSE, Chief County Custodian

requesting authorization for the Purchasing Agent to advertise for bids for the purchase of paper towels and toilet tissue.

Contract period: August 19, 2006 through August 18, 2007. (215-330 Account). Requisition No. 62159012.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

MICHAEL F. SHEAHAN, Sheriff of Cook County

by

RONALD F. ROSE, Chief County Custodian

requesting authorization for the Purchasing Agent to advertise for bids to generate revenues through recycling services for all paper products, books, magazines, white and colored paper cardboard.

Contract period: June 14, 2006 through June 13, 2009. (215-215 Account). Requisition No. 62159007.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

DEPARTMENT OF FACILITIES MANAGEMENT

PERMISSION TO ADVERTISE

Transmitting a Communication from

JOHN T. JOINER, Director, Department of Facilities Management

requesting authorization for the Purchasing Agent to advertise for bids for overhead door repair services.

Contract period: August 1, 2006 through July 31, 2007. (200-450 Account). Requisition No. 62000179.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

BUREAU OF HEALTH SERVICES

CONTRACT ADDENDA

Transmitting a Communication, dated April 18, 2006 from

DANIEL H. WINSHIP, M.D., Chief, Bureau of Health Services

requesting authorization for the Purchasing Agent to increase/decrease the following contracts for commercial nursing registry services for the Ambulatory and Community Health Network of Cook County, Cermak Health Services of Cook County, the Department of Public Health, Oak Forest Hospital of Cook County, Provident Hospital of Cook County, the Ruth M. Rothstein Core Center and Stroger Hospital of Cook County with the following vendors:

<u>Vendor</u>	<u>Stroger Hospital of Cook County (897)</u>	<u>Provident Hospital of Cook County (891)</u>	<u>Oak Forest Hospital of Cook County (898)</u>	<u>Ambulatory and Community Health Network of Cook County (893)</u>	<u>Cermak Health Services of Cook County (240)</u>	<u>Department of Public Health (895)</u>	<u>Ruth M. Rothstein Core Center (894)</u>
Med-Call Health Care, Inc. Chicago, Illinois Contract No. 06-41-15	\$ 200,000.00 (\$ 100,000.00)	\$ 150,000.00	-0-	-0-	\$150,000.00	-0-	\$10,000.00

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Professional Nursing, Inc. Chicago, Illinois Contract No. 06-41-19	\$ 600,000.00	-0-	-0-	\$200,000.00	-0-	-0-	-0-
Gareda Diversified Business Services, Inc. Calumet City, Illinois Contract No. 06-41-20	\$1,400,000.00 <u>\$ 200,000.00</u>	\$1,250,000.00 <u>\$2,500,000.00</u>	\$1,000,000.00	\$600,000.00	\$475,000.00	\$50,000.00	\$30,000.00
L.M.R. Nursing Services, Inc. Naperville, Illinois Contract No. 06-41-13	\$1,100,000.00 <u>\$ 200,000.00</u>	-0-	-0-	-0-	-0-	-0-	-0-
Nursefinders of Oak Lawn, Inc. Oak Lawn, Illinois Contract No. 06-41-14	-0-	-0-	\$ 200,000.00 <u>(\$ 100,000.00)</u>	-0-	-0-	-0-	-0-
Pro-Med Staffing, Inc. Frankfort, Illinois Contract No. 06-41-04	-0-	-0-	\$ 200,000.00	-0-	-0-	-0-	-0-
Nursefinders Chicago, Illinois Contract No. 06-41-03	-0-	\$ 200,000.00	-0-	-0-	\$ 75,000.00	-0-	-0-
Intelistaf, Inc. a/k/a Gentiva Staffing Oak Brook, Illinois Contract No. 06-41-05	-0-	-0-	\$ 200,000.00 <u>(\$ 100,000.00)</u>	-0-	-0-	-0-	-0-
Pro Care Medical Staffing, LLC Kankakee, Illinois Contract No. 06-41-06	-0-	-0-	\$ 200,000.00 <u>\$ 200,000.00</u>	-0-	-0-	-0-	-0-
Medical Staffing Network Lombard, Illinois Contract No. 06-41-07	\$ 400,000.00	\$ 50,000.00	-0-	-0-	-0-	-0-	-0-
The Nurse Agency, Inc. Chicago, Illinois Contract No. 06-41-08	\$ 400,000.00 <u>(\$ 100,000.00)</u>	-0-	-0-	-0-	-0-	-0-	-0-
Advanced Medical Resources Chicago, Illinois Contract No. 06-41-09	\$ 300,000.00 <u>(\$ 200,000.00)</u>	-0-	-0-	-0-	-0-	-0-	-0-
Advanced Comprehensive Services Chicago, Illinois Contract No. 06-41-10	-0-	-0-	-0-	\$450,000.00	-0-	\$50,000.00	-0-
Health Facility Staffing St. Louis, Missouri Contract No. 06-41-11	-0-	-0-	\$ 200,000.00	-0-	-0-	-0-	-0-
Maxim Healthcare	\$ 300,000.00	-0-	-0-	\$435,000.00	-0-	-0-	\$10,000.00

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Services, Inc.
Oak Park, Illinois
Contract No. 06-41-12

Spectrum Health Services, Inc. Chicago, Illinois Contract No. 05-41-603	-0-	-0-	-0-	\$100,000.00	-0-	-0-	-0-
--	-----	-----	-----	--------------	-----	-----	-----

Total: \$10,985,000.00	<u>\$4,700,000.00</u>	<u>\$1,650,000.00</u>	<u>\$2,000,000.00</u>	<u>\$1,785,000.00</u>	<u>\$700,000.00</u>	<u>\$100,000.00</u>	<u>\$50,000.00</u>
<u>\$13,485,000.00</u>		<u>\$4,150,000.00</u>					

Reason: These changes are necessary to continue to provide professional nursing services to the Bureau of Health Services of Cook County. The expiration date of the current contracts is November 30, 2006.

Estimated Fiscal Impact: \$2,500,000.00. (891-275 Account).

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to increase/decrease the requested contracts. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

DANIEL H. WINSHIP, M.D., Chief, Bureau of Health Services

requesting authorization for the Purchasing Agent to increase by \$140,000.00, Contract No. 03-42-186 with Kinetic Concepts, Inc., Elmhurst, Illinois, for the purchase of consumable supplies for the vendor provided wound vacuum assisted closure (V.A.C.)® therapy equipment for Oak Forest Hospital of Cook County, Provident Hospital of Cook County and Stroger Hospital of Cook County.

Board approved amount 12-14-04:	\$276,514.00
Previous increase approved 04-06-05:	100,000.00
This increase requested:	<u>140,000.00</u>
Adjusted amount:	\$516,514.00

Reason: The previous increase requested was to allow Oak Forest Hospital of Cook County participation in the Bureau of Health Services contract. This request is necessary due to an unanticipated increase in the number of patients requiring wound V.A.C. therapy for Stroger Hospital of Cook County. This device is for the treatment of chronic open wounds, acute and traumatic wounds, meshed grafts, subacute wounds and non-healing wound flaps. The expiration date of the current contract is December 31, 2006.

Estimated Fiscal Impact: \$140,000.00. (897-362 Account).

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to increase the requested contract. **The motion carried unanimously.**

HIGHWAY DEPARTMENT MATTERS

PERMISSION TO ADVERTISE

Transmitting a Communication from

WALLY S. KOS, P.E., Superintendent of Highways

requesting authorization for the Purchasing Agent to advertise for bids for the purchase of factory authorized parts and warranty service for Ford New Holland mowing tractors and attachments. Vendor must be a Ford New Holland authorized dealership to maintain warranty. This item can be bid through various vendors.

Contract period: June 1, 2006 through May 31, 2008. (500-445 Account). Requisition No. 65008319.

Commissioner Hansen, seconded by Commissioner Quigley, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

CONTRACT

Transmitting a Communication from

WALLY S. KOS, P.E., Superintendent of Highways

requesting authorization for the Purchasing Agent to enter into a contract with Bentley Systems, Inc., Exton, Pennsylvania, for the purchase of MicroStation software.

Reason: Bentley Systems, Inc. is the sole creator and sole distributor of MicroStation software. The Highway Department uses MicroStation to produce and manage engineering drawings of county roads and facilities. The Illinois Department of Transportation has chosen MicroStation as its drafting and design software standard. This board action will allow the department to make all future purchases of Bentley System Inc.'s products under the State of Illinois contract and discount.

Estimated Fiscal Impact: \$42,603.00. One time purchase. (501-388 Account). Requisition No. 65011100.

The Chief Information Officer has reviewed this item and concurs with this recommendation.

Note: This item was amended at the June 20, 2006 Board Meeting to include maintenance, increase the estimated fiscal impact and change the contract period.

Commissioner Hansen, seconded by Commissioner Quigley, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

CHANGES IN PLANS AND EXTRA WORK

Transmitting a Communication, dated April 3, 2006 from

WALLY S. KOS, P.E., Superintendent of Highways

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Re: Changes in Plans and Extra Work

I herewith present the following recommendation for change in plans and extra work involved on this improvement in Maintenance Districts #1, 2, 3, 4 and 5.

AUTH. NO.	SECTION	DESCRIPTION	AMOUNT
1	05-IFGFR-01-GM Guardrail and fence repairs in Maintenance Districts #1, 2, 3, 4 and 5	Adjustment of quantities and new items	\$7,409.50 (Addition)

The quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed.

New items were added at two (2) of the Department's maintenance facilities to provide a fence/gated secure area and fence slats to screen unattractive facility areas from adjacent neighbors.

I respectfully recommend approval by your Honorable Body.

Commissioner Hansen, seconded by Commissioner Quigley, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 278678). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 6, 2006 from

WALLY S. KOS, P.E., Superintendent of Highways

Re: Change in Plans and Extra Work

I herewith present the following recommendation for change in plans and extra work involved on this improvement in various Villages of Northern Cook County in County Board Districts #14, 15 and 17.

AUTH. NO.	SECTION	DESCRIPTION	AMOUNT
2	02-TSCMC-03-TL Traffic Signal Modernization (19 Locations)	Adjustment of quantities and new item	\$14,461.80 (Addition)

The quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed.

A new item was added to replace existing spliced service wire with new service wire, which was required but not included in the original contract.

I respectfully recommend approval by your Honorable Body.

Commissioner Hansen, seconded by Commissioner Quigley, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 278679). **The motion carried unanimously.**

REPORT

Transmitting a Communication, dated March 31, 2006 from

WALLY S. KOS, P.E., Superintendent of Highways

Submitting the Bureau of Construction's Progress Report for the month ending March 31, 2006.

Commissioner Hansen, seconded by Commissioner Quigley, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 278680). **The motion carried unanimously.**

RESOLUTIONS

Transmitting a Communication, dated April 11, 2006 from

WALLY S. KOS, P.E., Superintendent of Highways

Illinois Commerce Commission Stipulated Agreement between the County of Cook and the Union Pacific Railroad

Safety improvements, etc.

State Street at the Union Pacific Railroad (south of Joe Orr Road)

in the City of Chicago Heights in County Board District #5

Section: 06-W5604-02-SP

Fiscal Impact: \$32,856.00 from the Motor Fuel Tax Fund (600-600 Account)

**06-R-192
RESOLUTION**

RESOLVED, by the Members of the Board of Commissioners of Cook County, Illinois, on behalf of the County of Cook, to authorize and direct its President to execute, by original signature or his authorized signature stamp, one (1) copy of a Stipulated Agreement between the State of Illinois, acting by and through the Illinois Commerce Commission, the Union Pacific Railroad Company and the State of Illinois, Department of Transportation, submitted as Stipulated Agreement #1172; wherein the aforesaid parties are of the opinion that public safety demands the removal of the existing warning devices and the installation of new automatic flashing light signals, cantilevers and gates with a bell, controlled by constant warning time circuitry, and equipped with an event recorder and a remote monitoring system for the Union Pacific Railroad grade crossing at State Street, south of Joe Orr Road, in the City of Chicago Heights, Cook County, Illinois, designated as crossing AAR/DOT 862 625C, milepost 0.09 (designated as County Section: 06-W5604-02-SP); that the Union Pacific Railroad Company will be responsible for the installation of said safety improvements; that the County of Cook will be responsible for its share of said improvements and will reimburse the Union Pacific Railroad Company for ten percent (10%) of the total construction cost for said improvements, estimated County share \$32,856.00 as described in Section 5 of said Agreement; that the Union Pacific Railroad Company will be responsible for all future operating and maintenance costs associated with the new automatic warning devices; and, the Highway Department is

directed to return one (1) executed copy of the Stipulated Agreement with a certified copy of this Resolution to the Illinois Commerce Commission for use in the issuance of an Order to proceed.

May 3, 2006

Commissioner Hansen, seconded by Commissioner Quigley, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 12, 2006 from

WALLY S. KOS, P.E., Superintendent of Highways

Amendment to Agreement for Jurisdictional Transfer between the County of Cook, the Illinois Department of Transportation and the Village of Northfield

Transfer of jurisdiction

Edens Expressway (FAI-94) West Frontage Road (FR 6.54),

Ash Street to Central Avenue

in the Village of Northfield in County Board District #14

Centerline Mileage: 0.19 miles

Fiscal Impact: None

Previously, your Honorable Body approved an Agreement for Jurisdictional Transfer on October 7, 2003. This Amendment changes the incorrect local Section Number: 97-00036-00-PV referenced in the Agreement to correctly read as 96-00036-00-PV.

**06-R-193
RESOLUTION**

RESOLVED, by the Members of the Board of Commissioners of Cook County, Illinois, on behalf of the County of Cook, to authorize and direct its President to execute, by original signature or his authorized signature stamp, three (3) copies of an Amendment to an Agreement for Jurisdictional Transfer with the Village of Northfield and the State of Illinois, approved by this Honorable Body on October 7, 2003, wherein said Agreement is amended to correct the Local Section Number from 97-00036-00-PV to correctly read as 96-00036-00-PV for the jurisdictional transfer of the West Frontage Road of the Edens Expressway from its southern terminus (south of Ash Street) to the east right-of-way line (extended) of Central Avenue following award of an improvement project (Local Section: 96-00036-00-PV); and, the Highway Department is directed to return three (3) executed copies of said Amendment with this Resolution attached to the Illinois Department of Transportation for further processing.

May 3, 2006

Commissioner Hansen, seconded by Commissioner Quigley, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 12, 2006 from

WALLY S. KOS, P.E., Superintendent of Highways

Amendment to Agreement for Jurisdictional Transfer between the County of Cook, the Illinois Department of Transportation and the Village of Northfield

Transfer of jurisdiction

Central Avenue,

Willow Road to the Edens Expressway (FAI-94) West Frontage Road

in the Village of Northfield in County Board District #14

Section: 03-W4044-05-RP

Centerline Mileage: 0.30 miles

Fiscal Impact: None

Previously, your Honorable Body approved an Agreement for Jurisdictional Transfer on October 7, 2003. This Amendment changes the incorrect local Section Number: 97-00036-00-PV referenced in the Agreement to correctly read as 96-00036-00-PV.

**06-R-194
RESOLUTION**

RESOLVED, by the Members of the Board of Commissioners of Cook County, Illinois, on behalf of the County of Cook, to authorize and direct its President to execute, by original signature or his authorized signature stamp, three (3) copies of an Amendment to an Agreement for Jurisdictional Transfer with the Village of Northfield and the State of Illinois, approved by this Honorable Body on October 7, 2003, wherein said Agreement is amended to correct the Local Section Number from 97-00036-00-PV to correctly read as 96-00036-00-PV for the improvement and jurisdictional transfer of Central Avenue from Willow Road to the Edens Expressway (FAI-94) West Frontage Road (Local Section: 96-00036-00-PV); and, the Highway Department is directed to return three (3) executed copies of said Amendment with this Resolution attached to the Illinois Department of Transportation for further processing.

May 3, 2006

Commissioner Hansen, seconded by Commissioner Quigley, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 12, 2006 from

WALLY S. KOS, P.E., Superintendent of Highways

Reimbursement Agreement between the County of Cook and the Village of Maywood

Construction of new sidewalk, etc.

Eisenhower Expressway South Frontage Road,

25th Avenue to 1st Avenue

in the Village of Maywood in County Board District #1

Section: 00-06222-03-RS

Centerline Mileage: 1.50 miles

Fiscal Impact: \$38,269.50 (100% reimbursable by the Village) from the Motor Fuel Tax Fund (600-600 Account)

**06-R-195
RESOLUTION**

RESOLVED, by the Members of the Board of Commissioners of Cook County, Illinois, on behalf of the County of Cook, to authorize and direct its President to execute, by original signature or his authorized signature stamp, two (2) copies of a Reimbursement Agreement with the Village of Maywood, submitted, wherein the County will install new sidewalk, driveway pavement and curb and gutter for the Village as part of the County's roadway construction project along the Eisenhower Expressway South Frontage Road from 25th Avenue to 1st Avenue, Section: 00-06222-03-RS; the Village of Maywood shall reimburse the County of Cook for one hundred percent (100%) of the construction costs for said improvements, estimated Village cost \$38,269.50; and the Highway Department is authorized and directed to return an executed copy of this Resolution with Agreement to the Village of Maywood and implement the terms of the Agreement.

May 3, 2006

Commissioner Hansen, seconded by Commissioner Quigley, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 12, 2006 from

WALLY S. KOS, P.E., Superintendent of Highways

Reimbursement Agreement between the County of Cook and the Village of Flossmoor

Water main relocation

Olympian Way/Kedzie Avenue,

Lincoln Highway (US 30) to Vollmer Road

Section: 04-W4603-03-FP; and

Kedzie Avenue,

Vollmer Road to Governors Highway

Section: 05-W4605-03-RP

in the Villages of Flossmoor and Olympia Fields in County Board District #5

Centerline Mileage: 2.27 miles

Fiscal Impact: \$247,398.00 (100% reimbursable by the Village) from the Motor Fuel Tax Fund (600-600 Account)

**06-R-196
RESOLUTION**

RESOLVED, by the Members of the Board of Commissioners of Cook County, Illinois, on behalf of the County of Cook, to authorize and direct its President to execute, by original signature or his authorized signature stamp, two (2) copies of a Reimbursement Agreement, submitted, with the Village of Flossmoor, wherein the County will add the installation of new water main to its improvement project for Olympian Way/Kedzie Avenue from Lincoln Highway (US 30) to Vollmer Road, Section: 04-W4603-03-FP; and Kedzie Avenue from Vollmer Road to Governors Highway, Section: 05-W4605-03-RP; the Village of Flossmoor shall reimburse the County for its share of construction costs for said improvements, estimated cost \$247,398.00; and, the Highway Department is authorized and directed to

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

return one (1) executed copy of this Resolution with Agreement to the Village of Flossmoor and implement the terms of the Agreement.

May 3, 2006

Commissioner Hansen, seconded by Commissioner Quigley, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 19, 2006 from

WALLY S. KOS, P.E., Superintendent of Highways

Completion of Construction Approval Resolution
Group 2-2004:
31st Street,
Harlem Avenue to Ridgeland Avenue; and
Ridgeland Avenue,
Pershing Road to Ogden Avenue
in the City of Berwyn in County Board District #16
Section: 03-B3025-02-RS

The contract price of this project was \$664,993.50, and final cost is \$542,780.20. The decrease was due to B.C. No. 1, approved by the County Board as the job progressed, and B.C. No. 2, the final adjustment of quantities.

**06-R-197
RESOLUTION**

APPROVAL RESOLUTION

WHEREAS, the highway improvement of 31st Street from Harlem Avenue to Ridgeland Avenue; and Ridgeland Avenue from Pershing Road to Ogden Avenue, together known as Group 2-2004 with Section: 03-B3025-02-RS, consisting of resurfacing 31st Street and Ridgeland Avenue including milling of the existing bituminous surface (3 3/4 inches), resurfacing with Leveling Binder (Machine Method), Superpave, N70, 2 1/4 inches, Bituminous Concrete Binder Course, Superpave, IL-19-0, N70 and 1 1/2 inches Bituminous Concrete Surface Course, Superpave, Mix "D", N70, also resurfacing street intersections, removal and replacement of distressed alley returns, curb and gutter removal and replacement (as required) sidewalk removal and replacement (as required), pavement striping, removal and replacement of distressed pavement base with full depth Class D Patches, drainage additions and adjustments, replacement of traffic signal loop detectors, traffic control and miscellaneous appurtenances, has been regularly awarded by the Board of County Commissioners for construction as a County Highway improvement; and

WHEREAS, the aforesaid highway improvement has been satisfactorily completed in accordance with the provisions and stipulations of aforesaid contract, now, therefore,

BE IT RESOLVED, that the work and construction of aforesaid contract be, and hereby, is approved.

May 3, 2006

Commissioner Hansen, seconded by Commissioner Quigley, moved that the Approval Resolution be approved and adopted. **The motion carried unanimously.**

OFFICE OF THE CHIEF JUDGE

GRANT AWARD RENEWAL

Transmitting a Communication, dated April 13, 2006 from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County

requesting authorization to renew a grant in the amount of \$113,692.00 from the Illinois Department of Healthcare and Family Services (IDHFS), Division of Child Support Enforcement. This grant is made available through the Access and Visitation Program, and administered by the Office of the Chief Judge to facilitate access to visitation of children by their noncustodial parents. The funds are also used to provide mediation and conciliation services and parenting education to noncustodial parents who were never married to the custodial parents. The programs supported by this grant enhance existing services provided by the court's Office of Marriage and Family Counseling Services.

This grant does not require an application process; the funding is automatically renewed.

The authorization to accept the previous grant was given on June 7, 2005 by the Cook County Board of Commissioners in the amount of \$113,692.00.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: None. Grant Award: \$113,692.00. Funding period: July 1, 2006 through June 30, 2007.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the request of the Chief Judge of the Circuit Court of Cook County be approved. **The motion carried unanimously.**

CONTRACTS

Transmitting a Communication from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with Northwestern University, Evanston, Illinois, to operate the Circuit Court of Cook County's Juvenile Court Clinic.

Reason: Pursuant to County Contract No. 00-41-1161, Northwestern University has been responsible since June 2000 for the development, implementation, and staffing of the Juvenile Court Clinic.

The Juvenile Court Clinic is responsible for providing a variety of services to judges and court

personnel regarding forensic clinical information in juvenile court proceedings. This information is used by judges, lawyers and probation officers in making informed and relevant decisions concerning minors and families. Juvenile Court Clinic staff is comprised of lawyers and mental health professionals who use a multi-disciplinary approach to provide high quality mental health assessments that are relevant, timely, culturally sensitive, in a form that bridges the legal and mental health fields. The clinic was implemented in stages after an initial pilot period to test the effectiveness of the model and is now operating in all 28 courtrooms of the Juvenile Justice Division and Child Protection Division in Chicago and the suburban municipal districts.

Estimated Fiscal Impact: \$1,524,958.95. Grant funded amount: \$157,391.44. Contract period: June 1, 2006 through May 31, 2007. (326-260 and 820-260 Accounts). Requisition Nos. 63260009 and 68200003.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with Mothers Against Drunk Driving (MADD), Chicago, Illinois, to conduct fifty-six (56) Victim Impact Panels in court facilities in the First Municipal District in Chicago, the Fourth Municipal District in Maywood and the Fifth Municipal District in Bridgeview.

Reason: Victim Impact Panels are an important element of a court's referral program that seeks to reduce Driving Under the Influence (DUI) recidivism. The panels consist of victims and past offenders that were involved in alcohol or drug related accidents who relate their experiences before groups of DUI offenders. The program has proven to be effective in educating offenders about the consequences of their behavior.

MADD is a not-for-profit organization of citizens, victims and survivors of accidents dedicated to reducing drunk driving through public education and community service. MADD provides the following services: counseling, financial aid, support services and assistance to law enforcement agencies. MADD has been providing services on behalf of the Circuit Court of Cook County since 1996.

Estimated Fiscal Impact: \$39,200.00. Contract period: July 1, 2006 through June 30, 2007. (541-260 Account). Requisition No. 65410029.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

JUDICIAL ADVISORY COUNCIL

INTERGOVERNMENTAL AGREEMENT

Transmitting a Communication, dated April 14, 2006 from

DANIEL J. COUGHLIN, Executive Director, Judicial Advisory Council

requesting authorization to enter into four (4) Intergovernmental Agreements between the Illinois Department of Public Aid (IDPA) and the Clerk of the Circuit Court, Office of the Chief Judge, Sheriff's Office and the State's Attorney's Office for the Child Support Enforcement Program.

This agreement provides Cook County with \$26,431,611.00 under Title IV-D of the Social Security Act and the money is apportioned as follows:

Clerk of the Circuit Court:	\$ 8,226,204.00
Office of the Chief Judge:	1,785,267.00
Sheriff's Office:	3,263,583.00
State's Attorney's Office:	<u>13,156,557.00</u>
Total:	\$26,431,611.00

Estimated Fiscal Impact: None. Grant funded amount: \$26,431,611.00. Contract period: July 1, 2006 through June 30, 2007.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the request of the Executive Director of the Judicial Advisory Council be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried unanimously.**

JUVENILE TEMPORARY DETENTION CENTER

CONTRACT ADDENDUM

Transmitting a Communication from

JERRY ROBINSON, Superintendent, Juvenile Temporary Detention Center

requesting authorization for the Purchasing Agent to extend for three (3) months, Contract No. 05-54-171 with Consumers Packing Company, Inc., Chicago, Illinois, for the purchase of meat products.

Reason: This request is necessary to allow sufficient time for the rebid, evaluation, award and implementation of the new contract for which the rebids are scheduled to be opened on May 9, 2006. The expiration date of the current contract was February 28, 2006.

Estimated Fiscal Impact: None. Contract extension: March + 30, 2006 through ~~May 31~~ June 29, 2006.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the request of the Superintendent of the Juvenile Temporary Detention Center be approved, as amended and that the County Purchasing Agent be authorized to extend the requested contract. **The motion carried unanimously.**

DEPARTMENT FOR MANAGEMENT OF INFORMATION SYSTEMS

CONTRACT

Transmitting a Communication from

STANLEY A. MOLIS, Director, Department for Management of Information Systems

requesting authorization for the Purchasing Agent to enter into a contract with Compuware Corporation, Detroit, Michigan, for the annual maintenance for the File-Aid for Multiple Virtual Storage (MVS), and XPEDITER CICS/TSO software, and for a software upgrade.

Reason: This software is a maintenance tool for programmers that automates the file maintenance process and programming debugging tool. This proprietary software is only available from this vendor.

Estimated Fiscal Impact: \$224,900.00. Contract period: June 1, 2006 through May 31, 2007. (012-441 Account). Requisition No. 60120019.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

OFFICE OF THE MEDICAL EXAMINER

PERMISSION TO ADVERTISE

Transmitting a Communication from

CHRISTOPHER J. MORRIS, Executive Director, Office of the Medical Examiner

requesting authorization for the Purchasing Agent to advertise for bids for the purchase of five (5) blood bank refrigerators.

One time purchase. (717/259-540 Account). Requisition No. 62590004.

Sufficient funds have been appropriated to cover this request.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

CHRISTOPHER J. MORRIS, Executive Director, Office of the Medical Examiner

requesting authorization for the Purchasing Agent to advertise for bids for the purchase of a gas chromatograph with mass spectrometer.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

One time purchase. (717/259-540 Account). Requisition No. 62590005.

Sufficient funds have been appropriated to cover this request.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

CHRISTOPHER J. MORRIS, Executive Director, Office of the Medical Examiner

requesting authorization for the Purchasing Agent to advertise for bids for the purchase of ten (10) mobile autopsy carts with body tray.

One time purchase. (717/259-540 Account). Requisition No. 62590006.

Sufficient funds have been appropriated to cover this request.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

CONTRACT ADDENDUM

Transmitting a Communication from

CHRISTOPHER J. MORRIS, Executive Director, Office of the Medical Examiner

requesting authorization for the Purchasing Agent to increase by \$7,000.00 and extend for four (4) months, Contract No. 03-72-212 with Medical Waste Solutions, Inc., Gary, Indiana, to provide incineration of autopsy and medical laboratory contaminated and infectious waste.

Board approved amount 03-18-03:	\$39,090.00
Previous increase approved 11-01-05:	15,000.00
This increase requested:	<u>7,000.00</u>
Adjusted amount:	\$61,090.00

Reason: This request is necessary to allow sufficient time for the rebid, evaluation, award and implementation of the new contract for which rebids are scheduled to be opened on May 23, 2006. The expiration date of the current contract is May 31, 2006.

Estimated Fiscal Impact: \$7,000.00. Contract extension: June 1, 2006 through September 30, 2006. (259-215 Account).

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to increase and extend the requested contract. **The motion carried unanimously.**

OAK FOREST HOSPITAL OF COOK COUNTY

PERMISSION TO ADVERTISE

Transmitting a Communication from

SYLVIA EDWARDS, Acting Chief Operating Officer, Oak Forest Hospital of Cook County

requesting authorization for the Purchasing Agent to advertise for bids for the purchase of surgical grade instruments manufactured by Codman, V. Mueller, Zimmer, Pilling, Walter Lorenz and Aesculap. The requested surgical instruments are manufactured in ISO 9000 certified plants, including forging and finishing, and have a lifetime warranty. The manufacturers provide the highest quality precision crafted instruments, which reduce costly replacement and repair of lower grade instruments. These items can be bid through various vendors.

Contract period: August 1, 2006 through July 31, 2008. (898-362 Account). Requisition No. 68980020.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

CONTRACT

Transmitting a Communication from

SYLVIA EDWARDS, Acting Chief Operating Officer, Oak Forest Hospital of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with Nellcor Puritan Bennett, Inc., a Tyco Healthcare Company, Carlsbad, California, for the purchase of respiratory therapy ventilator repair parts for the maintenance of the ventilators.

Reason: Tyco Healthcare Company is the manufacturer and only known provider of the ventilator original parts for the Nellcor Puritan Bennett 7200 and 840 ventilators.

Estimated Fiscal Impact: \$49,409.54. Contract period: August 1, 2006 through July 31, 2007. (898-442 Account). Requisition No. 68980358.

Purchasing Agent concurs.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

DEPARTMENT OF PLANNING AND DEVELOPMENT

HOME INVESTMENT PARTNERSHIPS PROGRAM

Transmitting a Communication, dated April 26, 2006 from

PETER C. NICHOLSON, Director, Department of Planning and Development

Re: HOME Investment Partnerships Program (HOME Program)

respectfully requests authorization to enter into an agreement with Anchor Group, Ltd. of Illinois, an Illinois corporation ("Anchor"), Chicago, Illinois, concerning real estate located at 136 East 155th Street, Harvey, Illinois (the "real estate") and requests that the Chief Administrative Officer or his designee be authorized to execute on behalf of the County all necessary documents. The agreement will provide for the execution of a note and amended mortgage by Anchor as the borrower/mortgagor and the County as the lender/mortgagee. The loan documents will provide that repayment of the loan will be forgiven if Anchor complies with HOME Program affordability restrictions for the remaining affordability period, which terminates on June 1, 2011.

The Board originally authorized a County HOME loan on October 4, 1994 for the rehabilitation of the real estate for low-income housing. The loan was initially made to the New Cities Community Development Corporation and was later assigned to the Turlington Cooperative. On June 29, 2005, the real estate was foreclosed upon in an action brought by Fifth Third Bank as the holder of a first lien in excess of \$400,000.00. The County joined the action on September 9, 2005 as the holder of a second lien in the amount of \$1,220,508.30.

This transaction is recommended in order to avoid a foreclosure sale, which is scheduled for May 30, 2006 and would result in the termination of the HOME program affordability restrictions. Approval of this transaction will also allow the affordability requirements to be maintained thereby achieving the objectives of the HOME Program and will not necessitate repayment to HUD.

The Department has been working closely with the State's Attorney's Office with regard to this transaction.

Commissioner Butler, seconded by Commissioner Gorman, moved that the request of the Director of the Department of Planning and Development be approved. **The motion carried unanimously.**

(SHERIFF'S) POLICE DEPARTMENT

CONTRACT ADDENDUM

Transmitting a Communication from

MICHAEL F. SHEAHAN, Sheriff of Cook County

by

MARJORIE H. O'DEA, Chief of Police, Sheriff's Police Department

requesting authorization for the Purchasing Agent to increase by \$43,217.20 and extend for four (4) months, Contract No. 02-51-969 Rebid with Merchants Rent A Car, Inc., Hookset, New Hampshire, for the rental of vehicles.

Board approved amount 11-19-02:

\$418,464.00

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Purchase Order issued amount 04-24-06:	11,374.00
Increase requested:	<u>43,217.20</u>
Adjusted amount:	\$473,055.20

Reason: This extension will allow the Vehicle Steering Committee to review the departments pending request. The expiration date of the current contract was April 12, 2006.

Estimated Fiscal Impact: \$43,217.20. Contract extension: April 13, 2006 through August 12, 2006. (231-634 Account).

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to increase and extend the requested contract. **The motion carried unanimously.**

PROVIDENT HOSPITAL OF COOK COUNTY

CONTRACT

Transmitting a Communication from

JOHN A. FAIRMAN, SR., Chief Operating Officer, Provident Hospital of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with Dictaphone Corporation, Melbourne, Florida, for the upgrade of the automated dictation system.

Reason: Dictaphone Corporation is the manufacturer and only authorized source for upgrade of the existing automated dictation system. The upgrade is required to provide for continued support and compatibility of the operating system platform. The current version of the operating system platform is no longer supported by Microsoft.

Estimated Fiscal Impact: \$147,117.20. One time purchase. (717/891-579 Account). Requisition No. 68910409.

Sufficient funds have been appropriated to cover this request.

The Chief Information Officer has reviewed this item and concurs with this recommendation.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

CONTRACT ADDENDA

Transmitting a Communication from

JOHN A. FAIRMAN, SR., Chief Operating Officer, Provident Hospital of Cook County

requesting authorization for the Purchasing Agent to extend for three (3) months, Contract No. 03-72-469 with Beckman Coulter, Inc., Brea, California, for the purchase of reagents and consumables for hematology testing.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Reason: This request will allow sufficient time for the installation and implementation of the instrumentation in compliance with regulatory agency requirements. The expiration date of the current contract is May 13, 2006.

Estimated Fiscal Impact: None. Contract extension: May 14, 2006 through August 13, 2006.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to extend the requested contract. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

JOHN A. FAIRMAN, SR., Chief Operating Officer, Provident Hospital of Cook County

requesting authorization for the Purchasing Agent to extend for three (3) months, Contract No. 03-72-399 with Dik Drug Company, Inc., Burr Ridge, Illinois, for the purchase of reagents and consumables for chemistry and immuno-chemistry testing.

Reason: Once the new contract is awarded, this request will allow sufficient time for the installation and implementation of the instrumentation in compliance with regulatory agency requirements. The expiration date of the current contract is May 5, 2006.

Estimated Fiscal Impact: None. Contract extension: May 6, 2006 through August 5, 2006.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to extend the requested contract. **The motion carried unanimously.**

DEPARTMENT OF PUBLIC HEALTH

GRANT AWARD RENEWAL

Transmitting a Communication, dated March 31, 2006 from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

requesting authorization to renew a grant in the amount of \$537,386.00 from the Illinois Department of Public Health (IDPH). This program will test Culex mosquitoes and dead crows and blue jays for West Nile virus, and will include the control of larval mosquitoes of the genus Culex, the primary carrier of West Nile virus and St. Louis encephalitis.

The authorization to accept the previous grant was given on March 15, 2005 by the Cook County Board of Commissioners in the amount of \$540,257.00.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Estimated Fiscal Impact: None. Grant Award: \$537,386.00. Funding period: April 1, 2006 through March 31, 2007.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the request of the Chief Operating Officer of the Department of Public Health be approved. **The motion carried unanimously.**

PERMISSION TO ADVERTISE

Transmitting a Communication from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

requesting authorization for the Purchasing Agent to advertise for bids for armed security services at two (2) Department of Public Health clinic sites.

Contract period: September 8, 2006 through September 7, 2008. (975-260 Account). Requisition No. 69755563.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

requesting authorization for the Purchasing Agent to advertise for bids for the lease of seven (7) digital postage machines. These machines will replace non-digital equipment, pursuant to the regulations of the United States Postal Service.

Contract period: October 1, 2006 through September 30, 2011. (975-630 Account). Requisition No. 69755597.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

CONTRACT

Transmitting a Communication from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

requesting authorization for the Purchasing Agent to enter into a contract with Finite Services, Inc., San Diego, California, for software support for the Department of Public Health client information system.

Reason: Finite Services, Inc. is the only vendor with experience in the maintenance of the application software for the Department of Public Health client information system.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Estimated Fiscal Impact: \$72,000.00. Contract period: January 1, 2006 through December 31, 2006. (895-441 Account). Requisition No. 68956014.

The Chief Information Officer has reviewed this item and concurs with this recommendation.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

CONTRACT ADDENDUM

Transmitting a Communication from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

requesting authorization for the Purchasing Agent to increase by \$200,000.00, Contract No. 02-72-1271 with Laboratory Corporation of America, Elmhurst, Illinois, for specialized reference laboratory testing services.

Board approved amount 03-18-03:	\$411,520.75
Increase requested:	<u>200,000.00</u>
Adjusted amount:	\$611,520.75

Reason: This request is necessary due to the increase in ~~genetic~~ grant diagnostic testing. The expiration date of the current contract is April 30, 2007.

Estimated Fiscal Impact: None. Grant funded amount: \$200,000.00. (975-278 Account).

Commissioner Maldonado, seconded by Commissioner Steele, moved that the request of the Chief Operating Officer of the Department of Public Health be approved, as amended and that the County Purchasing Agent be authorized to increase the requested contract. **The motion carried unanimously.**

REAL ESTATE MANAGEMENT DIVISION

REAL ESTATE MATTERS

Transmitting a Communication, dated April 17, 2006 from

JOHN W. DAVIS, Director, Real Estate Management Division

requesting approval of an agreement for the lease of REDI DATA to the University of Illinois-Urbana/Champaign. The University has requested a copy of Cook County real estate tax data computer tapes maintained by the Cook County offices of the Assessor, Clerk and Treasurer commonly known as the "REDI-PACKAGE" for year 2004.

The data will be used for a university-based research project looking at social diversity in Chicago's neighborhoods, and analyzing the facilities and services these neighborhoods have access too.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

The University of Illinois-Urbana/Champaign is a "non-commercial user" within the definition set forth in Cook County's 05-O-18 (An Amendment to an Ordinance Establishing, and Approving the Increase of, Rental Charges for the Lease of Cook County Real Estate Tax Data by Commercial Users and Non-Commercial Users), approved by the Board on March 15, 2005 which governs the leasing and use of certain real estate tax data.

The University of Illinois-Urbana/Champaign will pay the County a rental charge of \$175.00 for the tax data tapes, which rental charges are in compliance with the rate schedule prescribed in the Ordinance.

Approval recommended.

Commissioner Steele, seconded by Commissioner Peraica, moved that the lease be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 17, 2006 from

JOHN W. DAVIS, Director, Real Estate Management Division

requesting authorization from the honorable Members of the Board of Commissioners of Cook County that a parcel (#E1 422) of vacant land be declared excess, be made available for sale by the required public notice, sold at no less than the current fair market (cash) value determined by a certified appraisal and returned to the tax rolls.

The subject property located adjacent to 1330 West 107th Place, Chicago, Illinois, consists of parts of Lot(s) 37, 38, 39 and 40 being an area of approximately \pm 4,225 square feet of the Dan Ryan Expressway (West Leg/I-57) Plat 621-South East, Section: 068-1921.5 in the E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 17-34-14 City of Chicago, Cook County, Illinois.

It has been determined by all agencies involved that the subject property is no longer needed for highway purposes and can be released for sale.

Approval recommend.

Commissioner Steele, seconded by Commissioner Peraica, moved that the request of the Director of the Real Estate Management Division be approved. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 17, 2006 from

JOHN W. DAVIS, Director, Real Estate Management Division

requesting authorization to provide a temporary parking use permit agreement to Arlington Park Racecourse, LLC, Arlington Heights, Illinois. The licensee has requested the non-exclusive use of the multi-level parking facility for five (5) days of events, at 2121 Euclid Avenue, Rolling Meadows, Illinois. Details are:

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Term: Saturday, May 6, 2006 \$1,500.00 parking permit fee
Sunday, May 14, 2006 \$1,500.00 parking permit fee
Sunday, June 18, 2006 \$1,500.00 parking permit fee
Saturday, August 12, 2006 \$1,500.00 parking permit fee

Time: 9:00 a.m. until 6:00 p.m.

Term: Monday, July 3, 2006 Permit fee waived for this event only
Annual Fireworks Display
Free event-open to all communities

Time: 5:00 p.m. until 10:00 p.m.

Total revenue: \$6,000.00

The Cook County Sheriff's Office has concurred in the use of this facility. The licensee has met the liability insurance requirements.

Approval recommended.

Commissioner Steele, seconded by Commissioner Peraica, moved that the request of the Director of the Real Estate Management Division be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried unanimously.**

DEPARTMENT OF RISK MANAGEMENT

CONTRACT AMENDMENT

Transmitting a Communication from

JOHN L. HIBBETT, Director, Department of Risk Management

requesting authorization for the Purchasing Agent to amend the contract with Aon, Inc., Chicago, Illinois, which was previously approved at the September 8, 2005 Board Meeting, to continue to administer the voluntary universal life insurance benefit program for eligible Cook County employees and dependents in conjunction with American General Insurance Company, to reflect the correct name of the company to Aon Consulting, Inc.

Reason: Aon Consulting is a division of Aon, Inc. and is the administrator of the voluntary life program. The parent company, Aon, Inc., was listed in error on the original Board letter dated August 29, 2005.

Commissioner Steele, seconded by Commissioner Silvestri, moved that the Purchasing Agent be authorized to amend the requested contract. **The motion carried unanimously.**

OFFICE OF THE SHERIFF

INTERGOVERNMENTAL AGREEMENTS

Transmitting a Communication, dated April 7, 2006 from

MICHAEL F. SHEAHAN, Sheriff of Cook County

requesting authorization to enter into an Intergovernmental Agreement with the Village of Harwood Heights. The purpose of this agreement is to accept \$8,600.00 to allow access to the Sheriff's computerized Criminal Apprehension and Booking System (CABS) via the Cook County Wide Area Network (WAN).

Estimated Fiscal Impact: None.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the request of the Sheriff of Cook County be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 7, 2006 from

MICHAEL F. SHEAHAN, Sheriff of Cook County

requesting authorization to enter into an Intergovernmental Agreement with the Village of South Chicago Heights. The purpose of this agreement is to accept \$8,600.00 to allow access to the Sheriff's computerized Criminal Apprehension and Booking System (CABS) via the Cook County Wide Area Network (WAN).

Estimated Fiscal Impact: None.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the request of the Sheriff of Cook County be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated April 10, 2006 from

MICHAEL F. SHEAHAN, Sheriff of Cook County

requesting authorization to enter into an Intergovernmental Agreement between the County of Cook, Illinois, the Sheriff of Cook County, Illinois and the City of Chicago, Illinois for services related to the implementation of a criminal apprehension booking system (CABS). The proposed agreement with the City of Chicago to utilize the Illinois Citizen and Law Enforcement Analysis and Reporting System (I-CLEAR) will centralize arrest data and mugshots throughout Cook County. The following are items that will be provided by this agreement; automated arrest, contact cards, criminal registration, crystal reports, mapping and secondary data base backup.

The agreement is a perpetual agreement that has no end date.

Estimated Fiscal Impact: None. Grant funded amount: \$1,027,384.00. (769-570 Account).

Commissioner Maldonado, seconded by Commissioner Steele, moved that the request of the Sheriff of Cook County be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried unanimously.**

PERMISSION TO ADVERTISE

Transmitting a Communication from

MICHAEL F. SHEAHAN, Sheriff of Cook County
by
JACK KELLY, Chief Financial Officer

requesting authorization for the Purchasing Agent to advertise for bids for maintenance and decontamination services for the removal of lead contaminated material at the Sheriff's shooting range.

Contract period: September 20, 2006 through September 19, 2007. (211-186 Account). Requisition No. 62110036.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

OFFICE OF THE STATE'S ATTORNEY

PENDING LITIGATION

Transmitting a Communication, dated April 17, 2006 from

PATRICK T. DRISCOLL, JR., Deputy State's Attorney, Chief, Civil Actions Bureau

respectfully request permission to discuss the following cases with the Board or the appropriate committee thereof:

1. Hassan Kleit v. Edward Savage, M.D. and Cook County, Case No. 05-L-12397 (Comm. No. 278665).
2. Blackamore v. Troka, et al., Case No. 04-C-2346 (Comm. No. 278666).
3. Darryl D. Dyson v. Milton B. Turnage/Milton B. Turnage v. Darryl D. Dyson, Case No. 05-M1-302232 (Comm. No. 278667).
4. Kelly A. Moore v. County of Cook and Allstate Insurance Company as Subrogee v. County of Cook, Case No. 05-L-64014 (consolidated) (Comm. No. 278668).

5. Robert Dickerson, Estate of Farrah Dickerson v. County of Cook and David Deutsch, M.D., Case No. 06-L-2765 (Comm. No. 278669).
6. Turnispeed v. Dorothy Brown, Case No. 04-CH-17172 (Comm. No. 278670).
7. George Gardner v. County of Cook, Suja Mathew, M.D., Laura McGarry, D.P.M., Tae Hyun Yoon, M.D., and Kareem Yusuf, M.D., Case No. 05-L-14396 (Comm. No. 278671).
8. Patricia Johnson v. County of Cook, Ligaya Marasigan, M.D., Calvin Fleming, M.D., and Adaku Njaku, M.D., Case No. 05-L-14370 (Comm. No. 278672).
9. Lidell Johnson v. County of Cook, d/b/a Cook County Hospital, Case No. 06-L-445 (Comm. No. 278673).
10. Vicky Sarroa, Complainant and Cook County Office of the Public Administrator and Louis G. Apostol, Respondents, IDHR Charge No. 2003 CN 3148 and IDHR Charge No. 2003 CF 3146 (Comm. No. 278674).

Commissioner Maldonado, seconded by Commissioner Steele, moved that the communications be referred to the Finance Litigation Subcommittee. **The motion carried unanimously.**

CONTRACT

Transmitting a Communication from

DENNIS MANZKE, Chief of the Administrative Services Bureau, State's Attorney's Office

requesting authorization for the Purchasing Agent to enter into a contract with Verdict Systems, Tempe, Arizona, for the purchase of a Sanction II Enterprise license. Sanction II Enterprise is the software program that will be utilized to present electronic video interrogation evidence at trial.

Reason: Verdict Systems is the only company capable of supplying this unique software to the State's Attorney's Office for several interrelated reasons. First, the Office has not found any other software product that performs the same functions as quickly or as easily as Sanctions II. This specially designed software allows office attorneys to link verbatim transcripts of conversations with audio and video evidence and then present this work product in court. Second, the Office has used the Sanctions II software for a number of years and has a small group of attorneys who are highly skilled in using this software. Office attorneys have been trained on Sanctions II software in one Chicago area law school, through in-house training programs, and through the National District Attorney Association national training center. All Assistant United State's Attorneys in the country receive similar training on Sanctions II software. This well-developed prosecutorial knowledge base would be wasted if the office were to choose another type of software. ~~This well-developed prosecutorial knowledge base would be wasted if the office were to choose another type of software.~~ Verdict Systems is the sole source provider of this product and they require purchasers to purchase directly from

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Verdict Systems as they will be able to assist the State's Attorney's Office with installation and implementation directly.

Estimated Fiscal Impact: \$30,563.00. One time purchase. (717/250-579 Account). Requisition No. 62500040.

Sufficient funds have been appropriated to cover this request.

The Chief Information Officer has reviewed this item and concurs with this recommendation.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the request of the Chief of the Administrative Services Bureau of the State's Attorney's Office be approved, as amended and that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

STROGER HOSPITAL OF COOK COUNTY

CONTRACT ADDENDA

Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to extend for three (3) months, Contract No. 03-72-175 Rebid with Open Faith Medical Laboratory, Chicago, Illinois, for dental laboratory services for the Department of Surgery, Maxillofacial Surgery Division.

Reason: This request is necessary to allow sufficient time for the rebid, evaluation, award and implementation of the new contract for which the rebids were opened on April 25, 2006. The expiration date of the current contract is May 5, 2006.

Estimated Fiscal Impact: None. Contract extension: May 6, 2006 through August 5, 2006.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to extend the requested contract. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to extend for three (3) months, Contract No. 03-51-513 with Downtown Disposal Services, Inc., Chicago, Illinois, for scavenger services for the Department of Environmental Services.

Reason: This request is necessary to allow sufficient time for the implementation of the new contract which was awarded by the County Board on April 18, 2006 and will be executed on May 3,

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

2006. The expiration date of the current contract is May 5, 2006.

Estimated Fiscal Impact: None. Contract extension: May 6, 2006 through August 5, 2006.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to extend the requested contract. **The motion carried unanimously.**

CONTRACT RENEWALS

Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to renew Contract No. 04-42-778 with Datascope Corporation, Paramus, New Jersey, for the purchase of co-lumen intra-aortic balloon catheters for the Datascope intra-aortic balloon pumps owned by the hospital for the Department of Medicine, Adult Cardiology Division.

Reason: Datascope Corporation is the only known manufacturer and distributor of the co-lumen intra-aortic balloon catheters compatible with existing equipment. These catheters enable cardiovascular support for both medical and surgical patients.

Estimated Fiscal Impact: \$178,600.00 (\$89,300.00 per year). Contract period: November 1, 2006 through October 31, 2008. (897-362 Account). Requisition No. 68970064.

Commissioner Steele, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to renew the requested contract. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to renew Contract No. 04-42-701 with Steris Corporation, Mentor, Ohio, for the purchase of supplies and accessories for cleaning, decontamination and sterilization equipment for the Department of Sterile Processing and Distribution Services.

Reason: Steris Corporation is the only known manufacturer and distributor of the supplies and accessories compatible with the existing equipment owned by the Hospital and used to clean and decontaminate surgical instruments, and to sterilize surgical packs and instrument trays.

Estimated Fiscal Impact: \$1,324,286.00 (\$662,143.00 per year). Contract period: November 1, 2006 through October 31, 2008. (897-360 Account). Requisition No. 68970110.

Commissioner Steele, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to renew the requested contract. **The motion carried unanimously.**

APPROVAL OF PAYMENT

Transmitting a Communication, dated April 17, 2006 from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting approval of payment in the amount of \$96,505.79 to Musarrat Hussain Consulting Services, Chicago, Illinois, for consulting services rendered to the Department of Pharmacy which began in 2003.

Reason: These services were required to provide supervisory coverage in the absence of supervisors in the inpatient and outpatient pharmacy areas. Upon determining that the consultant services were becoming excessive, his services were canceled and the outstanding balance of \$96,505.79 is the amount owed to this vendor for the services that were provided to the hospital.

Estimated Fiscal Impact: \$96,505.79. (897-272 Account).

Commissioner Steele, seconded by Commissioner Silvestri, moved that the payment to Musarrat Hussain Consulting Services be made. **The motion carried unanimously.**

SHERIFF'S DEPARTMENT OF WOMEN'S JUSTICE SERVICES

CONTRACTS

Transmitting a Communication from

MICHAEL F. SHEAHAN, Sheriff of Cook County

by

TERRIE McDERMOTT, Executive Director, Department of Women's Justice Services

requesting authorization for the Purchasing Agent to enter into a contract with Barbara D. Moore, Chicago, Illinois, to provide after care services to formerly incarcerated women of the Department of Women's Justice Services (DWJS).

Reason: Barbara D. Moore has many years of experience designing and implementing unique case management strategies that focus on the gender and culturally responsive needs of the female incarcerated population. This individual clearly understands and is knowledgeable in regards to the Integrated Model of treatment that has been developed by the Cook County Sheriff's Department of Women's Justice Services. This individual has worked directly with DWJS in the capacity of case management for Women in Community Services, Inc., which is a nationally recognized organization that has been a pioneer in developing re-entry programs and services for female offenders. This individual is able to effectively identify housing and employment barriers/challenges for the incarcerated population re-entering the community and can successfully improve positive outcomes for women offenders within Cook County.

Estimated Fiscal Impact: \$32,993.28. Contract period: May 1, 2006 through April 30, 2007. (212-298 Account). Requisition No. 62120017.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

MICHAEL F. SHEAHAN, Sheriff of Cook County

by

TERRIE McDERMOTT, Executive Director, Department of Women's Justice Services

requesting authorization for the Purchasing Agent to enter into a contract with Melinda K. Banahene, Chicago, Illinois, to provide after care services to formerly incarcerated women of the Department of Women's Justice Services (DWJS).

Reason: Melinda K. Banahene has many years of experience designing and implementing unique case management strategies that focus on the gender and culturally responsive needs of the female incarcerated population. This individual clearly understands and is knowledgeable in regards to the Integrated Model of treatment that has been developed by the Cook County Sheriff's Department of Women's Justice Services. This individual has worked directly with DWJS in the capacity of case management for Women in Community Services, Inc., which is a nationally recognized organization that has been a pioneer in developing re-entry programs and services for female offenders. This individual is able to effectively identify housing and employment barriers/challenges for the incarcerated population re-entering the community and can successfully improve positive outcomes for women offenders within Cook County.

Estimated Fiscal Impact: \$32,993.28. Contract period: May 1, 2006 through April 30, 2007. (212-298 Account). Requisition No. 62120018.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

MICHAEL F. SHEAHAN, Sheriff of Cook County

by

TERRIE McDERMOTT, Executive Director, Department of Women's Justice Services

requesting authorization for the Purchasing Agent to enter into a contract with McDermott Center, Chicago, Illinois, to provide a comprehensive gender responsive substance abuse treatment program to provide prenatal and post natal care for female detainees and their children.

Reason: On May 23, 2005, a gender and culturally responsive Request for Proposal (RFP) was sent to twenty-three (23) vendors throughout the Chicagoland area to provide gender responsive substance abuse and mental health treatment, specifically designed for the pregnant addicted female participants of the MOM's program. Four (4) vendors out of the twenty-three (23) responded to the RFP. Each proposal was reviewed, evaluated and ranked based upon the

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

criteria set by the reviewing committee. McDermott Center was the vendor with the lowest bid and the vendor selected by the reviewing committee. McDermott Center places a strong emphasis on the principles of substance abuse and mental health treatment for women. McDermott Center's staff through their training and experience with gender responsive approaches is able to identify the realities of women's lives while utilizing strength-based skill building. This contract includes an option for a one-year extension.

Estimated Fiscal Impact: \$619,565.60. Contract period: March 1, 2006 through February 28, 2007. (212-298 Account). Requisition No. 62120001.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

MICHAEL F. SHEAHAN, Sheriff of Cook County

by

TERRIE McDERMOTT, Executive Director, Department for Women's Justice Services

requesting authorization for the Purchasing Agent to enter into a contract with McDermott Center, Chicago, Illinois, to provide a comprehensive gender responsive substance abuse treatment program to female detainees incarcerated by the Sheriff's Office.

Reason: On May 23, 2005, a gender and culturally responsive Request for Proposal (RFP) was sent to twenty-three (23) vendors throughout the Chicagoland area to provide gender responsive substance abuse and mental health treatment, specifically designed for addicted female participants of the Sheriff's Female Furlough Program and the Residential Drug Treatment Beds Program. Four (4) vendors out of the twenty-three (23) responded to the RFP. Each proposal was reviewed, evaluated and ranked based upon the criteria set by the reviewing committee. McDermott Center was the vendor with the lowest bid and the vendor selected by the reviewing committee. McDermott Center places a strong emphasis on the principles of substance abuse and mental health treatment for women. McDermott Center's staff through their training and experience with gender responsive approaches is able to identify the realities of women's lives while utilizing strength-based skill building. This contract includes an option for a one-year extension.

Estimated Fiscal Impact: \$1,329,640.00. Contract period: March 1, 2006 through February 28, 2007. (212-298 Account). Requisition Nos. 62120002 and 62120003.

Commissioner Maldonado, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

BID OPENING

April 25, 2006

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Honorable President and Members
Board of Commissioners of Cook County
Chicago, Illinois 60602

Dear Ladies and Gentlemen:

Pursuant to the rules of this Board, I hereby submit for your consideration, bids which were opened under my supervision on Tuesday, April 25, 2006 at 10:00 A.M., in the County Building, Chicago, Illinois.

Very truly yours,

ANTHONY J. PERAICA, Cook County Commissioner

<u>CONTRACT NO.</u>	<u>DESCRIPTION</u>	<u>USING DEPARTMENT</u>
04-84-798 Rebid	Third party correspondence services	Bureau of Health Services
05-53-535	Maintenance, repair and testing of building automation, security and fire alarm systems	Stroger Hospital of Cook County
05-72-645 Rebid	Maintenance and repair of battery operated carts and janitorial equipment	Oak Forest Hospital of Cook County
06-54-59 Rebid	Frozen convenience foods	Bureau of Health Services
06-72-70	Temporary physician anesthesiologist and certified registered nurse anesthetists staffing services	Stroger Hospital of Cook County
06-82-86 Rebid	Dodge cargo van	Public Guardian's Office
06-72-222	Reagents and supplies for vendor provided automated ETI-MAX 3000 analyzers and testing of infectious diseases	Bureau of Health Services
06-82-255 Rebid	Hardware supplies	Department of Facilities Management
06-53-256 Rebid	Motor/diesel oil and windshield washer solvent	Sheriff's Office
06-73-258	Reagents and supplies for coagulation testing	Provident Hospital of Cook County
06-54-261	Electrical fitting supplies	Department of Facilities Management
06-72-264 Rebid	Extracorporeal shock-wave lithotripsy services	Stroger Hospital of Cook County

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

06-72-283 Rebid	Dental laboratory services	Stroger Hospital of Cook County
06-54-284	Stackable plastic foam trays	Department of Corrections
06-85-328	Floor care products	Oak Forest Hospital of Cook County
06-53-332	Exterminating and rodent control services	Oak Forest Hospital of Cook County
06-54-334	Dry goods	Juvenile Temporary Detention Center
06-73-338	Patient wearing apparel	Oak Forest Hospital of Cook County
06-72-340	Steris™ Reliance Synergy washer/disinfector	Oak Forest Hospital of Cook County
06-54-345	Language interpreter services	Circuit Court of Cook County, Office of the Chief Judge
06-84-346	Printing of document security paper	County Clerk's Office
06-53-350	Sheet metal fabrication and installation	Oak Forest Hospital of Cook County
06-53-351	Diesel fuel oil	Stroger Hospital of Cook County

HIGHWAY BIDS

BID

1. Cottage Grove Avenue,
167th (170th) Street to
159th (U.S. Route 6) Street
2. Group 3-2006:
Lake-Cook Road at the Slough Bridge
(East of Rand Road); and
Roselle Road over the
Elgin-O'Hare Expressway at Nerge Road
3. Ridgeland Avenue,
Calumet Sag Road to Southwest Highway

SECTION

03-W5809-03-FP

06-A5011-06-BR

06-V6037-02-BR

06-W3714-05-RP

By consensus, the bids were referred to their respective departments for review and consideration.

CONTRACTS AND BONDS - Purchasing Agent

Transmitting a Communication, dated May 3, 2006 from

RAYMOND C. ROBIN, Purchasing Agent

The following contracts and bond are being submitted for approval and execution:

**B-K Medical Systems, Inc.
Agreement
Contract No. 06-45-277**

For Neurosurgical Ultrasound Probes, for Stroger Hospital of Cook County, for the contract sum of \$28,060.00, as authorized by the Board of commissioners 12/21/05.

**Ciber, Inc.
Agreement
Contract No. 06-45-325**

For the Implementation of a Countywide Enterprise Web Portal System using Plumtree Enterprise Web Suite Software (technical support) Phase I, for the State's Attorney's Office, for the contract sum of \$63,650.00, for a period of eight (8) months, as authorized by the Board of commissioners 12/6/05.

**William E. Brazley & Associates, Ltd.
Agreement
Contract No. 06-41-404**

For Design and Construction Administration of the Countywide Telecommunication Wiring Installation Project, Phase 2A, at the Oak Forest Hospital of Cook County Campus and the Hawthorne Warehouse, for the Office of Capital Planning and Policy, for the contract sum of \$742,425.00, as authorized by the Board of Commissioners 12/21/05.

**Dennis Deer
Agreement
Contract No. 06-41-384**

For Instruction in Domestic Violence, Sexual Harassment, Anger Management, Crisis Intervention and Suicide Risk Assessment, for the Sheriff's Training Institute, for the contract sum of \$49,950.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 2/1/06.

Commissioner Steele voted "present" on the above item.

**Election Systems & Software, Inc.
Agreement
Contract No. 06-45-297**

For Software and Database Maintenance and Support for the Voter Registration Management System (VRMS), for the County Clerk's Office, Election Division, for the contract sum of \$243,000.00, for a period of twenty-four (24) months, as authorized by the Board of Commissioners 12/6/05.

Group 1 Software, Inc.
Agreement
Contract No. 06-45-119

For Annual Maintenance for Proprietary Software Products, for the Department for Management of Information Systems, for the contract sum of \$25,032.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 9/20/05.

Hektoen Institute for Medical Research, LLC
Agreement
Contract No. 99-43-742

For an Agreement to Extend the Early Intervention Program for Behaviorally or Developmentally Delayed or Disabled Infants and Children and the Reach Out and Read Program, for the Bureau of Health Services, for the contract sum of \$482,526.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 12/21/05.

H.G.M. Services, Inc.
Agreement
Contract No. 06-41-403

For Drug and Alcohol Consultation and to Provide Required Oversight and Supervision of Drug and Alcohol Testing Policies and Procedures, for the Bureau of Human Resources and the Sheriff's Merit Board, for the contract sum of \$45,000.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 2/1/06.

Stephen S. Morrill
Agreement
Contract No. 06-41-320

For Lobbying Services, for the Cook County Board of Commissioners, for the contract sum of \$70,000.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 12/21/05.

NTT/Verio
Agreement
Contract No. 06-41-292

For Unlimited Secure Internet Access and Web Hosting Services, for the Department of Office Technology, for the contract sum of \$350,000.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 9/8/05.

The Pillars Community Services
Agreement

Contract No. 06-42-303

For Court-Ordered Group Counseling and Treatment Services through the Court's Domestic Violence Program for the Social Service Department, for the contract sum of \$40,000.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 12/6/05.

**Synthes Spine Company L.P.
Agreement
Contract No. 06-42-204**

For Surgical Implants and Accessories, for Stroger Hospital of Cook County, for the contract sum of \$450,000.00, for a period of twenty-four (24) months, as authorized by the Board of Commissioners 11/15/05.

**URL Integration, Inc.
Agreement
Contract No. 06-45-367**

For the Development of the Integrated Criminal Justice System's Detailed Plan of Action, for the Clerk of the Circuit Court, for the contract sum of \$95,000.00, as authorized by the Board of Commissioners 11/15/05.

**Ventana Medical Systems
Agreement
Contract No. 06-45-176**

For Antibodies, Immunofluorescent Reagents, Detection Kits and Supplies, for Stroger Hospital of Cook County, for the contract sum of \$860,121.37, for a period of thirty-six (36) months, as authorized by the Board of Commissioners 11/1/05.

**Advanced Management Services Midwest, Inc.
Contract
Contract No. 05-54-469 Rebid**

For Cleaning Supplies with a Security Controlled Dispensing System, as required for use by the Department of Corrections, for the contract sum of \$632,930.05. This is a requirements contract for a period of thirty-six (36) months. Date Advertised 11/17/05. Date of Bid Opening 12/8/05. Date of Board Award 4/18/06.

Commissioner Hansen voted "no" on the above item.

**Advanced Management Services Midwest, Inc.
Contract
Contract No. 06-54-229**

For Gym Shoes, as required for use by the Sheriff's Impact Incarceration Department, for the contract sum of \$27,977.40. This is a requirements contract for a period of thirty-six (36) months. Date Advertised 1/25/06. Date of Bid Opening 2/8/06. Date of Board Award 4/18/06.

Commissioner Hansen voted “no” on the above item.

**Allied Waste Services, Inc.
Contract
Contract No. 06-53-168**

For Scavenger Services, as required for use by Stroger Hospital of Cook County, for the contract sum of \$944,185.00. This is a requirements contract for a period of thirty-six (36) months. Date Advertised 3/3/06. Date of Bid Opening 3/23/06. Date of Board Award 4/18/06.

Commissioner Hansen voted “no” on the above item.

**Bebon Office Machines
Contract
Contract No. 06-84-289**

For Specialty Paper, as required for use by Oak Forest Hospital of Cook County, for the contract sum of \$95,161.38. This is a requirements contract for a period of twelve (12) months. Date Advertised 2/23/06. Date of Bid Opening 3/9/06. Date of Board Award 4/18/06.

**Brad’s Tire, Inc.
Contract
Contract No. 06-84-310**

For Tire Installation Services and Repair - Zone Two (within Cook County, South of the Eisenhower Expressway), as required for use by the Sheriff’s Office, for the contract sum of \$86,222.00. This is a requirements contract for a period of twelve (12) months. Date Advertised 2/17/06. Date of Bid Opening 3/9/06. Date of Board Award 4/18/06.

**Chicago United Industries, Ltd.
Contract
Contract No. 06-84-212**

For Federal Signal Light Bar Packages and Setina Prisoner Partitions, as required for use by the Sheriff’s Office, for the contract sum of \$134,200.60. Date Advertised 1/31/06. Date of Bid Opening 2/23/06. Date of Board Award 4/18/06.

**Commissioner Moreno voted “present” on the above item.
Commissioners Peraica, Quigley and Suffredin voted “no” on the above item.**

**E K Industries, Inc.
Contract
Contract No. 06-84-262**

For Histology Supplies for Tissue Specimens, as required for use by Stroger Hospital of Cook County, for the contract sum of \$50,758.00. This is a requirements contract for a period of twelve (12) months. Date Advertised 1/25/06. Date of Bid Opening 2/8/06. Date of Board Award 4/18/06.

**Gabe’s Installation Service, Inc.
Contract and Bond**

Contract No. 06-53-221

To Furnish and Install Floor Covering Material for Various Cook County Facilities, as required for use by the Department of Facilities Management, for the contract sum of \$418,500.00. Date Advertised 1/31/06. Date of Bid Opening 3/9/06. Date of Board Award 4/5/06.

Commissioner Moreno voted "present" on the above item.

**Howard Medical Company
Contract
Contract No. 06-72-223**

For Anesthesia, Spinal and Epidural Trays, as required for use by Provident Hospital of Cook County, for the contract sum of \$32,000.00. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 1/31/06. Date of Bid Opening 2/23/06. Date of Board Award 4/18/06.

**McMahon Food Corporation
Contract
Contract No. 06-54-61**

For Fruit Juices, as required for use by the Bureau of Health Services, for the contract sum of \$247,905.45. This is a requirements contract for a period of twelve (12) months. Date Advertised 2/17/06. Date of Bid Opening 3/23/06. Date of Board Award 4/18/06.

Commissioner Moreno voted "present" on the above item.

**Northwestern Pharmaceutical & Supply Corporation
Contract
Contract No. 06-72-257**

For Reagents and Supplies for Vendor Provided Becton Dickinson BD Probe TEC™ Analyzers with Strand Displacement Amplification Technology for Testing of Chlamydia Trachomatis and Neisseria Gonorrhea, as required for use by the Bureau of Health Services, for the contract sum of \$4,945,560.20. This is a requirements contract for a period of thirty-six (36) months. Date Advertised 3/3/06. Date of Bid Opening 3/23/06. Date of Board Award 4/18/06.

**RAE Products and Chemicals Corporation
Contract
Contract No. 06-84-253**

For Plumbing Supplies, as required for use by the Department of Facilities Management, for the contract sum of \$423,114.75. This is a requirements contract for a period of twelve (12) months. Date Advertised 3/3/06. Date of Bid Opening 3/23/06. Date of Board Award 4/18/06.

**Tech Refrigeration, Inc.
Contract
Contract No. 06-53-41 Rebid**

For Refrigeration Maintenance and Repair, as required for use by Provident Hospital of Cook County, for the contract sum of \$506,240.00. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 3/3/06. Date of Bid Opening 3/23/06. Date of Board Award 4/18/06.

Commissioner Moreno voted “present” on the above item.

**Bioelectronic Engineering and Medical Supplies (B.E.A.M.S.)
Contract
Contract No. 06-15-109H**

For Nutritional Supplements (feeding bags and tubing), as required for use by the Bureau of Health Services, for the contract sum of \$84,405.25. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 1/19/06. Date of Bid Opening 2/8/06. Date of Board Award 4/18/06.

Commissioner Hansen voted “no” on the above item.

**DMS Pharmaceutical Group, Inc.
Contract
Contract No. 06-15-109H**

For Nutritional Supplements (feeding bags and tubing), as required for use by the Bureau of Health Services, for the contract sum of \$438,723.25. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 1/19/06. Date of Bid Opening 2/8/06. Date of Board Award 4/18/06.

**Commissioner Hansen voted “no” on the above item.
Commissioner Moreno voted “present” on the above item.**

**Mead Johnson & Company
Contract
Contract No. 06-15-109H**

For Nutritional Supplements (feeding bags and tubing), as required for use by the Bureau of Health Services, for the contract sum of \$132,969.50. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 1/19/06. Date of Bid Opening 2/8/06. Date of Board Award 4/18/06.

Commissioner Hansen voted “no” on the above item.

**Progressive Industries, Inc.
Contract
Contract No. 06-15-501H Rebid**

For Blood Culture Bottles and Monitoring System, as required for use by the Bureau of Health Services, for the contract sum of \$839,998.00. This is a requirements contract for a period of thirty-six (36) months. Date Advertised 1/30/06. Date of Bid Opening 2/23/06. Date of Board Award 4/18/06.

The above referenced contract documents (and bonds, where required), have been executed by the Contractors and approved as to form by the State’s Attorney. Respectfully request that following approval by your Honorable Body, the appropriate officials be authorized to sign same on behalf of the County of Cook.

Copies of these executed documents will be available for inspection in the Office of the Purchasing Agent and the Office of the Comptroller.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the contracts and bonds be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried.**

Commissioner Hansen voted “no” on Contract No. 05-54-469 Rebid with Advanced Management Services Midwest, Inc.; Contract No. 06-54-229 with Advanced Management Services Midwest, Inc.; Contract No. 06-53-168 with Allied Waste Services, Inc.; Contract No. 06-15-109H with Bioelectronic Engineering & Medical Supplies (B.E.A.M.S.); Contract No. 06-15-109H with DMS Pharmaceutical Group, Inc.; and Contract No. 06-15-109H with Mead Johnson & Company.

Commissioner Moreno voted “present” on Contract No. 06-84-212 with Chicago United Industries, Ltd.; Contract No. 06-53-221 with Gabe’s Installation Service, Inc.; Contract No. 06-54-61 with McMahon Food Corporation; Contract No. 06-53-41 Rebid with Tech Refrigeration, Inc.; and Contract No. 06-15-109H with DMS Pharmaceutical Group, Inc.

Commissioner Peraica voted “no” on Contract No. 06-84-212 with Chicago United Industries, Ltd.

Commissioner Quigley voted “no” on Contract No. 06-84-212 with Chicago United Industries, Ltd.

Commissioner Suffredin voted “no” on Contract No. 06-84-212 with Chicago United Industries, Ltd.

Commissioner Steele voted “present” on Contract No. 06-41-384 with Dennis Deer.

REPORT OF THE COMMITTEE ON ZONING AND BUILDING

May 3, 2006

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Silvestri, Vice Chairman Steele, Commissioners Butler, Claypool, Daley, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Sims and Suffredin (15)

Absent: Commissioner Collins (1)

Excused

Absence: President Stroger (1)

Ladies and Gentlemen:

Your Committee on Zoning and Building, having had under consideration the matter hereinafter mentioned, respectfully reports and recommends as follows:

SECTION 1

Your Committee has considered the following numbered and described application requesting a public hearing before the Cook County Zoning Board of Appeals on a request for a Map Amendment on certain property described therein:

- 273395 DOCKET #7969 – GIUSEPPINA SPEDALE, JOSEPH P. ROMANO AND FRANCESCA D. ROMANO, Owners, 8339 Oketo, Niles, Illinois 60714, Application (No. A-05-04; Z05161). Submitted by Dr. Samir Suleiman, 7617 West Belmont Avenue, Elmwood Park, Illinois 60707. Seeking a MAP AMENDMENT in the R-5 Single Family Residence District to the C-1 Restricted Business District for a one story medical building (if granted, under companion SU-05-09) in Section 14 of Maine Township. Property consists of approximately .42 of an acre located on the west side of Greenwood Avenue, approximately 112 feet south of Davis Street in Maine Township. Intended use: One story medical building. Recommendation: That the application be granted.

The Cook County Zoning Board of Appeals to whom said application was referred, submitted a Communication setting forth its findings and recommendations following public hearings held thereon, and recommended that said application be granted subject to conditions as stated in the findings.

Commissioner Daley, seconded by Commissioner Butler, moved the approval of Communication No. 273395. The motion carried.

SECTION 2

Your Committee has considered the following numbered and described application requesting a public hearing before the Cook County Zoning Board of Appeals on a request for a Special Use on certain property described therein:

- 273396 DOCKET #7970 – GIUSEPPINA SPEDALE, JOSEPH P. ROMANO AND FRANCESCA D. ROMANO, Owners, 8339 Oketo, Niles, Illinois 60714, Application (No. SU-05-09; Z05162). Submitted by Dr. Samir Suleiman, 7617 West Belmont Avenue, Elmwood Park, Illinois 60707. Seeking a SPECIAL USE in the C-1 Restricted Business District (if granted, under companion A-05-04) for a one story medical building in Section 14 of Maine Township. Property consists of approximately .42 of an acre located on the west side of Greenwood Avenue, approximately 112 feet south of Davis Street in Maine Township. Intended use: One story medical building. Recommendation: That the application be granted.

The Cook County Zoning Board of Appeals to whom said application was referred, submitted a Communication setting forth its findings and recommendations following public hearings held thereon, and recommended that said application be granted subject to conditions as stated in the findings.

Commissioner Daley, seconded by Commissioner Butler, moved the approval of Communication No. 273396. The motion carried.

06-O-16 ORDINANCE

AN AMENDMENT TO THE COOK COUNTY ZONING ORDINANCE REZONING CERTAIN PROPERTY AND PROVIDING FOR A SPECIAL USE

IN MAINE TOWNSHIP

WHEREAS, the owner of certain property located in Maine Township described in Sections 1 and 2 herein, has petitioned the Cook County Board of Commissioners to have the property rezoned from R-5 Single Family Residence District to C-1 Restricted Business District, and a Special Use in the C-1 Restricted Business District for a one-story medical building; and

WHEREAS, the said petition was received by the Zoning Board of Appeals of Cook County as Dockets #7969 and #7970, and a public hearing was held in regard to said request after due notice, all in accordance with the Cook County Zoning Ordinance and the Statutes of the State of Illinois; and

WHEREAS, the Zoning Board of Appeals entered detailed findings in accordance with the standards set forth in the Ordinance recommending that the Cook County Board of Commissioners grant said applications for Map Amendment and Special Use; and

WHEREAS, it is the opinion of the Board of Commissioners of Cook County that said property be rezoned in accordance with the recommendations, of the Zoning Board of Appeals.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Cook County, Illinois:

Section 1: That the following described property be and the same is hereby rezoned from the R-5 Single Family Residence District to the C-1 Restricted Business District; and

That said property be developed and constructed pursuant to the detailing set forth in the testimony and contained in the exhibits and findings of the Cook County Zoning Board of Appeals hereby incorporated by reference into this Ordinance, as provided by law.

Section 2: That a Special Use in the C-1 Restricted Business District for a medical building be and hereby is authorized for the following described property:

LEGAL DESCRIPTION

The South 25 ft. of Lot 24 and all of Lot 25 in Greenwood Heights, a subdivision in the West 1/2 of the West 1/2 of Section 14, Township 41 North, Range 12 East of the 3rd Principal Meridian, in Cook County, Illinois.

commonly described as approximately 0.42 acres, located on the West side of Greenwood Ave., approximately 112 ft. South of Davis St. in Maine Township.

Section 3: That Zoning Map 9 of the Cook County Zoning Ordinance, Cook County Comprehensive Plan, and all other pertinent records be and the same shall be changed to show the rezoning of the described property in accordance with the provisions of this Ordinance, as provided by law, and the Map Amendment and Special Use permit be and hereby is authorized.

Section 4: That this Ordinance be in full force and effect from and after its passage and approval.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

ATTEST: DAVID ORR, County Clerk

SECTION 3

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

275449 DOCKET #8028 – MICHAEL AURIEMMA, Owner, 628 Diane Court, Bensenville, Illinois 60106, Application (No. SU-06-01; Z06014). Submitted by Ramon Ruiz, 4823 N. Newcastle, Chicago, Illinois 60656. Seeking a SPECIAL USE, UNIQUE USE in the C-4 General Commercial District to use current single family residence as rental property and for the parking of landscaping trucks, concrete trucks, and brick paving trucks on the property in Section 29 of Leyden Township. Property consists of 9,240 square feet located on the north side of Schubert Avenue, approximately 140 feet south of Mannheim Road in Leyden Township. Intended use: Single family residence for rental purposes, parking lot for landscaping, concrete, and brick paving trucks. Recommendation: That the application be granted.

Vice Chairman Steele, seconded by Commissioner Quigley, moved to receive and file Communication No. 275449. The motion carried.

SECTION 4

Your Committee has considered the following items and upon the adoption of this report the recommendations are as follows:

278653 DOCKET #8004 – B. & M. SWIDERSKI, Owners Application: Variation to reduce lot area from 40,000 square feet to 20,397 square feet (existing); and reduce lot width from 150 feet to 100 feet (existing) for an addition to a single family residence on well and septic in the R-4 Single Family Residence District. The subject property consists of approximately 0.47 of an acre, located on the east side of Roslyn Road, approximately 100 feet north of Hale Lane in Schaumburg Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

278654 DOCKET #8069 – F. & D. FAZIO, Owners Application: Variation to reduce lot area from the minimum required 40,000 square feet to 15,196 square feet (existing); and to reduce lot width from the minimum required 150 feet to 114 feet (existing) for a single family residence to be served by well and septic system in the R-4 Single Family Residence District. The subject property consists of approximately 0.35 of an acre, located on the west side of 115th Avenue, approximately 234 feet north of 159th Street in Orland Township. Recommendation: That the application be granted.

Conditions: None

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Objectors: The adjoining neighbor expressed concerns that the new home would cause more water run-off into her lot.

Cook County Department of Public Health Approval #16240

Chairman Silvestri noted the existing drain basin at the Southwest corner on the property not be disturbed.

- 278655 DOCKET #8070 – G. BERTHOLD, Owner Application: Variation to reduce lot width from the minimum required 150 feet to 125 feet (existing) for a single family residence to be served by well and septic system in the R-4 Single Family Residence District. The subject property consists of approximately 1 acre, located on the east side of Martha Street, approximately 1,454 feet south of Lincoln Street in Elk Grove Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

Cook County Department of Public Health Approval #16479

- 278656 DOCKET #8071 – N. & N. SANDERS, Owners Application: Variation to reduce left interior side yard setback from the minimum required 15 feet to 10 feet (existing); and to reduce right interior side yard setback from the minimum required 15 feet to 12 feet for an addition in the R-4 Single Family Residence District. The subject property consists of approximately 0.68 of an acre, located on the west side of Potter Road, approximately 800 feet south of Central Road in Maine Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 278657 DOCKET #8072 – K. MEYER, Owner Application: Variation to reduce left interior side yard setback from the minimum required 10 feet to 7.4 feet (existing); and to reduce right interior side yard setback from the minimum required 10 feet to 7.6 feet (existing) for an addition in the R-5 Single Family Residence District. The subject property consists of approximately 0.41 of an acre, located on the south side of Hill Street, approximately 450 feet west of North Lee Street in Wheeling Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 278658 DOCKET #8073 – S. JARZABEK, Owner Application: Variation to combine two (2) lots into one; (1) to reduce lot area from the minimum required 40,000 square feet to 26,236 square feet; and to reduce lot width from the minimum required 150 feet to 132 feet for a single family residence to be served by well and septic in the R-4 Single Family Residence District. The subject property consists of approximately 0.60 of an acre, located on the southwest corner of 156th Street and 113th Avenue in Orland Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 278659 DOCKET #8074 – R. LISZKA, Owner Application: Variation to reduce lot area from the minimum required 40,000 square feet to 30,000 square feet (existing); to reduce lot width from the minimum required 150 feet to 100 feet (existing); and to reduce right interior side yard setback from the minimum required 15 feet to 2.8 feet (existing) for a sunroom addition in the R-4 Single Family Residence District. The subject property consists of approximately 0.69 of an acre, located on the east side of Linder Avenue, approximately 317.27 feet north of Midlothian Turnpike in Bremen Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 278660 DOCKET #8075 – R. & S. PULLA, Owners Application: Variation to reduce lot width from the minimum required 150 feet to 120 feet (existing) for a single family residence to be served by well and septic in the R-4 Single Family Residence District. The subject property consists of approximately 1.49 acres, located on the southeast corner of 131st Street and Willow Avenue in Lemont Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

Cook County Department of Public Health Approval #16485

- 278661 DOCKET #8076 – J. KALEC, Owner Application: Variation to reduce left and right side yard setbacks from the minimum required 10 feet to 3 feet; to reduce front yard setback from the minimum required 30 feet to 19 feet; to increase floor area ratio from the maximum allowed .40 to .55 for a new single family residence; and to reduce rear yard setback from the minimum required 5 feet to 3 feet for a detached accessory garage in the R-5 Single Family Residence District. The subject property consists of approximately 0.09 of an acre, located on the east side of Lockwood Avenue, approximately 60 feet south of 48th Street in Stickney Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 278662 DOCKET #8077 – C. SOBCZAK, Owner Application: Variation to reduce lot width from the minimum required 60 feet to 40 feet (existing); to reduce lot area from the minimum required 10,000 square feet to 4,970 square feet (existing); to reduce left and right side yard setbacks from the minimum required 10 feet to 4 feet; and to reduce rear yard setback from the minimum required 40 feet to 36 feet for a proposed single family residence in the R-5 Single Family Residence District. The subject property consists of approximately 0.11 of an acre, located on the north side of 117th Street, approximately 43 feet east of Lawndale Avenue in Worth Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 278663 DOCKET #8078 – C. SOBCZAK, Owner Application: Variation to reduce lot width from the minimum required 60 feet to 43 feet (existing); to reduce lot area from the minimum required 10,000 square feet to 5,352 square feet (existing); to reduce right yard setback from the minimum required 10 feet to 5 feet; to reduce corner side yard setback from the minimum required 15 feet to 5 feet; and to reduce rear yard setback from the minimum required 40 feet to 36 feet for a single family residence in the R-5 Single Family Residence District. The subject property consists of approximately 0.12 of an acre, located on the northeast corner of 117th Street and Lawndale Avenue in Worth Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 278664 DOCKET #8079 – Z. SIKON, Owner Application: Variation to reduce left side yard setback from the minimum required 10 feet to 4 feet; and to reduce rear yard setback from the minimum required 40 feet to 8 feet for a proposed gazebo and deck in the R-5 (PUD) Single Family Residence District. The subject property consists of approximately 0.23 of an acre, located on the north side of Grandview Drive, approximately 65 feet east of Haas Drive in Palos Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

Commissioner Gorman, seconded by Commissioner Murphy, moved the approval of Communication Nos. 278653, 278654, 278655, 278656, 278657, 278658, 278659, 278660, 278661, 278662, 278663 and 278664. The motion carried.

SECTION 5

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

- 273418 AMENDMENT TO SECTION 8.7.1 OF THE COOK COUNTY ZONING ORDINANCE OF 2001 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Elizabeth Ann Doody Gorman, County Commissioner; Co-Sponsored by Joan Patricia Murphy, Deborah Sims and Peter N. Silvestri, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

AMENDMENT OF SECTION 8.7.1 OF THE COOK COUNTY ZONING ORDINANCE OF 2001

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF COOK COUNTY, ILLINOIS that Section 8.7.1 of the Cook County Zoning Ordinance of 2001 be amended as follows:

8.7.1 FENCES, WALLS, HEDGES AND SHRUBBERY

- A. Fences, walls, hedges and shrubbery may be erected, placed, maintained or grown within ten (10) feet of a lot line on property abutting or located in a residential district unless otherwise provided in Section 8.4. The height of a fence, wall, hedge or shrubbery shall not exceed six (6) feet above ground level and, if located in a required front or corner side yard, shall not exceed a height of three (3) feet.
- B. Fences, walls, hedges and shrubbery shall not be erected, placed, maintained or grown within five (5) feet of a lot line on any non-residential zoned property in excess of ten (10) feet in height.
- C. Fences, walls, hedges and shrubbery shall not be erected, constructed, maintained or grown to a height exceeding three (3) feet above the street grade when located within thirty-five (35) feet of the right-of-way line.
- D. Fences shall be constructed so that the poles, support and braces are on the inside side of the fence of the owner of the property being fenced and placing the fence so that the "good" side of the fence without poles, support and braces is facing neighboring property (unless otherwise approved by the Building Commissioner).

*** Referred to the Zoning and Building Committee on 10/05/05.**

Commissioner Goslin moved to suspend the rules so that this matter may be considered. The motion carried.

Commissioner Gorman, seconded by Commissioner Peraica, moved to accept the amended language on Communication No. 273418. The motion carried.

Commissioner Gorman, seconded by Commissioner Suffredin, moved the approval of Communication No. 273418, as amended. The motion carried.

**06-O-17
ORDINANCE**

Sponsored by

THE HONORABLE ELIZABETH ANN DOODY GORMAN, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE JOAN PATRICIA MURPHY, DEBORAH SIMS
AND PETER N. SILVESTRI, COUNTY COMMISSIONERS**

**AMENDMENT OF SECTION 8.7.1 OF THE
COOK COUNTY ZONING ORDINANCE OF 2001**

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF COOK COUNTY, ILLINOIS that Section 8.7.1 of the Cook County Zoning Ordinance of 2001 be amended as follows:

8.7.1 FENCES, WALLS, HEDGES AND SHRUBBERY

- A. Fences, walls, hedges and shrubbery may be erected, placed, maintained or grown within ten (10) feet of a lot line on property abutting or located in a residential district unless otherwise provided in Section 8.4. The height of a fence, wall, hedge or shrubbery shall not exceed six (6) feet above ground level and, if located in a required front or corner side yard, shall not exceed a height of three (3) feet.
- B. Fences, walls, hedges and shrubbery shall not be erected, placed, maintained or grown within five (5) feet of a lot line on any non-residential zoned property in excess of ten (10) feet in height.
- C. Fences, walls, hedges and shrubbery shall not be erected, constructed, maintained or grown to a height exceeding three (3) feet above the street grade when located within thirty-five (35) feet of the right-of-way line.
- D. Fences shall be constructed so that the poles, support and braces are on the ~~inside~~ side of the fence of the owner of the property being fenced and placing the fence so that the ~~"good"~~ side of the fence without poles, support and braces is facing neighboring property (unless otherwise approved by the Building Commissioner).

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

ATTEST: DAVID ORR, County Clerk

Vice Chairman Steele moved to adjourn. Seconded by Commissioner Murphy, the motion carried and the meeting was adjourned.

Respectfully submitted,

COMMITTEE ON ZONING AND BUILDING

PETER N. SILVESTRI, Chairman

ATTEST: MICHELLE HARRIS, Secretary

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the Report of the Committee on Zoning and Building be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON ROADS AND BRIDGES

May 3, 2006

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Hansen, Vice Chairman Moreno, Commissioners Butler, Claypool, Daley, Gorman, Goslin, Maldonado, Murphy, Peraica, Quigley, Silvestri, Sims, Steele and Suffredin (15)

Absent: Commissioner Collins (1)

Excused Absence: President Stroger (1)

Ladies and Gentlemen:

Your Committee on Roads and Bridges, having had under consideration the matters hereinafter mentioned, respectfully reports and recommends as follows:

SECTION 1

Your Committee has considered the following communications from Wally S. Kos, P.E., Superintendent of Highways, recommending for approval changes in plans and extra work in the construction of certain highway improvements.

- 278225 COUNTY HIGHWAY DEPARTMENT, by Walter S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 04-W2513-04-RS. 104th Avenue, 131st Street to 107th Street in the Village of Palos Park and unincorporated Cook County in County Board District #17. Adjustment of quantities and new items. \$226,059.48 (Deduction).
- 278226 COUNTY HIGHWAY DEPARTMENT, by Walter S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 01-B5919-03-RS. 167th Street, Will/Cook County Line to 96th Avenue in the Village of Orland Park in County Board District #17. Adjustment of quantities and new items. \$6,442.88 (Deduction).
- 278227 COUNTY HIGHWAY DEPARTMENT, by Walter S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 04-B7530-01-FP. 123rd Street, Kedzie Avenue to Grand Trunk Western Railroad; 123rd Street at Cicero Avenue; 123rd Street at Kedzie Avenue; and Pulaski Road at 126th Street in the City of Blue Island and the Village of Alsip in County Board District #6. Adjustment of quantities and new items. \$88,074.48 (Deduction).

Commissioner Goslin, seconded by Commissioner Murphy, moved the approval of the changes in plans and extra work described in Communication Nos. 278225, 278226 and 278227. The motion carried.

SECTION 2

Your Committee has considered the bids submitted on the item hereinafter described in accordance with the specifications prepared by the County Superintendent of Highways.

Your Committee has considered the communication from the Superintendent of Highways, submitting recommendations on the award of contract for said item, and recommends that the contract be and upon the adoption of this Report, awarded as follows:

The deposit checks are ordered returned to the unsuccessful bidders at once and to the successful bidder upon the signing of the contract.

- 1) Oakton Street,
Skokie Boulevard to McCormick Boulevard
Section: 04-A6728-03-RS
in the Village of Skokie
Motor Fuel Tax Fund (600-600 Account)

Contract awarded to: JA Johnson Paving Company
\$3,296,792.82

Commissioner Goslin, moved approval of the above awarded contract. Seconded by Commissioner Murphy, the motion carried.

Commissioner Daley moved to adjourn the meeting, seconded by Commissioner Peraica. The motion carried and the meeting was adjourned.

Respectfully submitted,

COMMITTEE ON ROADS AND BRIDGES

CARL R. HANSEN, Chairman

ATTEST: MICHELLE HARRIS, Secretary

Commissioner Hansen, seconded by Commissioner Silvestri, moved that the Report of the Committee on Roads and Bridges be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON FINANCE

April 27, 2006

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Present: Chairman Daley, Vice Chairman Steele, Commissioners Claypool, Gorman, Hansen, Maldonado, Moreno, Peraica, Quigley, Silvestri, Sims and Suffredin (12)

Absent: Commissioners Butler, Collins, Goslin and Murphy (4)

Excused

Absence: President Stroger (1)

Also

Present: Honorable David Orr - Cook County Clerk; Langdon D. Neal - Chairman, Chicago Board of Election Commissioners; Clem Balanoff - Director of Elections, Cook County Clerk's Office; Jack Blaine - President, Sequoia Voting Systems, Inc.; Richard A. Cowen - Commissioner, Chicago Board of Election Commissioners; and Gary Ryczyn - Election Consultant

Court

Reporter: Anthony W. Lisanti, C.S.R.

Ladies and Gentlemen:

Your Committee on Finance of the Board of Commissioners of Cook County met pursuant to notice for a public hearing on Thursday, April 27, 2006, at the hour of 10:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following items and, upon adoption of this report, the recommendations are as follows:

277586 PUBLIC HEARING TO EXAMINE THE ADMINISTRATION OF THE 2006 PRIMARY ELECTION IN ALL ITS ASPECTS (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by John P. Daley, Peter N. Silvestri, Roberto Maldonado and President John H. Stroger, Jr., County Commissioners; Co-sponsored by Forrest Claypool, Elizabeth Ann Doody Gorman, Gregg Goslin, Carl R. Hansen, Joseph Mario Moreno, Joan Patricia Murphy, Anthony J. Peraica, Mike Quigley, Deborah Sims, Bobbie L. Steele, Larry Suffredin, Jerry Butler and Earlean Collins, County Commissioners.

PROPOSED RESOLUTION

WHEREAS the 2.7 million voters in Cook County are divided between two administering jurisdictions, with 1.3 million Chicago residents registered under the aegis of the Chicago Board of Elections, and 1.4 million suburban residents registered under the aegis of the Election Division within the office of the Cook County Clerk; and

WHEREAS the Cook County Clerk and the Chicago Board of Elections have jointly determined it is in the best interests of all voters throughout Cook County to conduct elections under a uniform system that is similar in equipment, design, ballot format, and procedure, in all fifty Chicago wards and thirty suburban townships; and

WHEREAS to achieve the goal of a uniform voting system, and to ensure full compliance with the Federal "Help America Vote" Act of 2002, the Cook County Clerk and the Chicago Board of Elections cooperated in the joint purchase of a new dual-method voting system for both paper and electronic ballots; and

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

WHEREAS the new \$54 million system consists of three primary pieces of equipment; an optical scan ballot reader, a voter card activator/consolidator, and a touch screen vote recorder manufactured by Sequoia Voting Systems of California; and

WHEREAS all three pieces of electronic equipment were never before used in any election by the 24,000 election judges throughout Cook County, and complicated new procedures were required to issue, tabulate, consolidate, and process the ballots; and

WHEREAS during prior elections in 2004 and 2002, an average of 90% of all precincts had completed in-precinct counts and reported unofficial totals within one hour of the polls closing at 7:00 pm; and

WHEREAS in the primary election of 2006, the first such election using new ballot formats and vote tabulation equipment, 66% of all Suburban precincts still had not reported results by 11:00 pm, more than four hours after the polls had officially closed; and

WHEREAS fully one week after election day, election authorities in both Chicago and Suburban Cook County were still working to complete the counting of all ballots; and

WHEREAS the confusion and uncertainty surrounding the conduct of the 2006 Primary Election serves to undermine voter confidence in the integrity of the system; now, therefore,

BE IT RESOLVED, that the Cook County Board of Commissioners will conduct a Public Hearing to examine the administration of the 2006 Primary Election in all its aspects, including functionality and reliability of all hardware and software, training of election judges, design of procedures for the conduct of the election, and the system by which the results were reported and certified by both the Chicago Board of Elections, and the Election Division of the Cook County Clerk's Office; and

BE IT FURTHER RESOLVED, that said hearing shall include participation from representatives of the Office of the Cook County Clerk, the Chicago Board of Elections, and Sequoia Voting Systems, Inc.; and

BE IT FURTHER RESOLVED, that upon the selection of a date, time, and location for this Public Hearing, a notice of same will be issued by the ~~Clerk of~~ Secretary to the Board of Commissioners for publication in a newspaper of general circulation.

***Referred to the Finance Committee, as amended on April 5, 2006.**

Commissioner Silvestri requested that a letter from the Village Clerk of the Village of Norridge be made a part of the record. (The referenced document is on file in the Office of the County Clerk).

Chairman Daley called upon David Orr, County Clerk, to address the Committee.

Chairman Daley called upon Langdon D. Neal, Chairman, Chicago Board of Election Commissioners, to address the Committee.

Chairman Daley called upon Jack Blaine, President, Sequoia Voting Systems, to address the Committee.

Chairman Daley asked the Secretary to the Board to call on the following public speakers.

Public Speakers

- 1) Honorable Maureen Murphy – Commissioner, Cook County Board of Review
- 2) Honorable Irvana Wilks – Mayor, Village of Mount Prospect
- 3) Robert A. Wilson – Chairperson, Illinois Ballot Integrity Project, Suburban Cook County Chapter
- 4) Bill Wendt – Concerned Citizen
- 5) Hank Browne – Poll Watcher, Citizens for Claypool
- 6) Dave Lundy – President, Aileron Communications
- 7) John Holden – Election Judge
- 8) Marcia Williams – Poll Watcher, 8th Ward
- 9) Philip Lincenberg – Election Judge
- 10) George Clowes – Election Judge, Mount Prospect
- 11) Michelle Kimbrough – Election Judge, Bloom Township
- 12) George Blakemore – Concerned Citizen
- 13) Loise Dobry – Director, Independent Voters of Illinois Independent Precinct Organization
- 14) Ron Baiman – Vice President, US Countvotes
- 15) Neal Resnikoff – Andersonville Neighbors for Peace
- 16) Gerald Murphy – President, Cook County Chamber of Commerce
- 17) Frank Avila – Legal Counsel, Illinois Committee for Honest Government
- 18) Clare Tobin – Illinois Ballot Integrity Project, City of Chicago Chapter
- 19) Barbara Burchjolla – Concerned Citizen
- 20) Larry Quick – Director, Quick N’ Clean Foundation
- 21) Caroline Gibbons – Member, Women for Democracy and Fair Elections
- 22) Chiaka Patterson – Poll Watcher, 8th Ward
- 23) Randi Doeker – Poll Watcher, 7th Ward
- 24) Donna Roehri – Lyons Township Clerk
- 25) Donna Conroy – Web Manager
- 26) Carol Stefan – President, League of Women Voters/Palos-Orland
- 27) Will Crosby – Committee for a Better Chicago
- 28) Marj Halperin – Campaign Manager, Citizens for Claypool
- 29) Raymond Ernest – Poll Watcher, 41st Ward
- 30) Peter Zelchenko – Technologist

Written Statement Only

- 1) Sam Yanover – Concerned Citizen
- 2) Bob Quane – Concerned Citizen
- 3) Michael Smith – Concerned Citizen

Vice Chairman Steele noted the following problem areas, and inquired how these issues will be addressed: human error, voting materials not delivered on time, lack of available paper, technical problems, jammed machines, machines not being properly set, insufficient judge training (judges did not know how to merge the two systems), lack of technical assistance response, and mechanical and software issues.

Jack Blaine, President of Sequoia Voting Systems, Inc. replied that an independent expert has been hired to review the firmware and hardware. Judges will receive more hands-on training. A select number of judges, perhaps one per precinct, will receive extra-intensive training. Technical assistants will receive additional training as well.

Vice Chairman Steele noted that there were occasions when it was not possible to reach the technical assistants.

Mr. Blaine replied that he would look into this issue.

Commissioner Hansen reiterated Vice Chairman Steele's concern that technical assistants were not reachable when needed. He further stated that having to use two machines and a tabulator is too complicated. Necessary equipment can be borrowed from jurisdictions that are not holding elections. Special bonding or other alternatives should have been sought out to obtain the additional \$20 million that this project required. Machines should be small enough that people of small stature can move them. It might be difficult to recruit polling judges for future elections.

Commissioner Maldonado inquired whether, in light of the grievances aired today, Mr. Blaine still stands behind the quality of the mechanical and technological aspects of Sequoia's equipment.

Mr. Blaine replied that the machines will be made more user-friendly and more training will be provided.

Commissioner Maldonado stated that, in California in February of 2006, Sequoia had a 60% failure rate with regard to volume testing of both the Insight and the Insight Plus machines. Commissioner Maldonado requested that the source of this citation, page 26 of "Illinois Ballot Integrity Project" be entered into the record. (The referenced document is on file in the Office of the County Clerk.) Commissioner Maldonado inquired whether Cook County and Chicago were made aware of this fact.

Mr. Blaine stated that he would get back to the Commissioner on whether this statistic is accurate. He noted that Sequoia successfully passed certification requirements in California, and that significant testing was also conducted in Illinois. He further stated that all testing information is public knowledge.

Commissioner Maldonado asked Mr. Blaine whether he believes that Sequoia should be compensated as previously arranged, given the malfunctioning that took place on March 21st.

Mr. Blaine replied in the affirmative.

Commissioner Maldonado inquired whether Sequoia was undertaking any investigation concerning machine malfunctions.

Mr. Blaine replied that Sequoia will be reviewing information supplied by the jurisdictions.

Richard A. Cowen, Commissioner, Chicago Board of Election Commissioners, stated that training has to be rethought. He voiced a concern that there may be systemic problems with the machines and that, to evaluate this possibility, the Chicago Board of Election Commissioners is retaining an independent expert.

Commissioner Maldonado inquired as to what protective provisions or sanctions will be included in the Sequoia contract for November.

Clerk Orr replied that there is a provision that the County can withhold payment if it feels that there has been a breach of contract. He does not believe there has been a breach so far.

Commissioner Maldonado inquired whether the machines being used in November will be the same used in March.

Mr. Blaine replied no, the machines being used in November will possess a new operating system.

Commissioner Maldonado requested that Langdon D. Neal, Chairman of the Chicago Board of Election Commissioners, comment on the issue of provisions and sanctions.

Chairman Neal replied that there will be negative monetary adjustments as a result of the machines' malfunctioning. Also, a mock election will be conducted prior to the November election.

Commissioner Maldonado inquired whether any memory cartridges are missing.

Chairman Neal and Clerk Orr replied in the negative.

Commissioner Murphy stated that as a correction to what the first speaker stated, touch screen machines were in use in suburban Cook County; every district that she visited had at least one. Ninety percent of senior citizens who participated in exit polling stated that they liked the touch screen machines. In particular, senior citizens with arthritis were relieved at not having to use punch cards. It is her understanding that every precinct will possess at least one touch screen machine for the November election. She recommends that each touch screen machine have the ability to count all of the precincts within the polling place; this could alleviate problems if one of the machines malfunctions. She believes that privacy will be a large issue in November, when there are crossover votes.

Commissioner Murphy requested leave to ask a question of Gary Ryczyn, Election Consultant. Leave was granted.

Commissioner Murphy asked whether Mr. Ryczyn thought that the problems surrounding the Sequoia equipment's malfunctioning are surmountable in time for the November election.

Mr. Ryczyn replied in the affirmative, noting that training of election judges and voters will be very important.

Commissioner Murphy thanked Carol Stefan, President of the League of Women Voters, Palos-Orland, for her attendance, and for the voter training that her organization performs.

Clerk Orr stated that, in order to engender voter privacy, future training will emphasize that only the voter goes to the scanner unless a judge's assistance is needed, in which case, the security sleeve can be held over the ballot.

Commissioner Gorman thanked all of the speakers for attending, and stated that it is her opinion that the Chicago Board of Elections and the Cook County Election Department would be more effective if they were combined into one entity. In all the complaints she has received, all were regarding equipment malfunctioning. None indicated that election judges were at all uncomfortable with the equipment. She inquired whether the sharing of activation cards among machines was problematic.

Mr. Blaine replied in the affirmative, and stated that this sharing would not take place in November. Additionally, in November, only one tape printing will be required for transmittal, instead of the six that were necessary in March.

Commissioner Gorman inquired how many precincts were unable to transmit on the evening of March 21st.

Mr. Blaine replied that, in Chicago, 365 out of 2700 were unable to transmit. Clerk Orr replied that, in suburban Cook County, 275 out of 2380 were unable to transmit.

Commissioner Gorman inquired as to the relevance of the malfunctioning of Pennsylvania's system.

Mr. Blaine replied that this was a different system than that used by Cook County. The malfunctioning there happened in the certification process and was remedied in time for the election.

Commissioner Gorman inquired whether the paper shortage was Sequoia's responsibility.

Mr. Blaine replied that it was a confluence of events that Sequoia would be addressing.

Commissioner Gorman inquired how many Sequoia staff were present or on-call for the primary election.

Mr. Blaine replied that approximately seventy were available a few days prior to March 21st, on March 21st, and a few days after March 21st. This number far exceeded what was required by contract.

Commissioner Gorman stated that a review should be taken, not only of Sequoia, but of all the vendors that were involved, especially Pickens-Kane Moving & Storage Company and whoever was involved concerning an instructional mailing to election judges that arrived well after the election was over. She stated that many township and municipal clerks were underutilized, especially in cases of transporting ballots. Watchdog groups, voters' leagues, students and many other astute people exist who would like to be involved and who could be utilized. She inquired whether 95% of absentee and early votes were counted.

Mr. Blaine replied in the affirmative.

Commissioner Moreno thanked the public for attending the meeting. He stated that split precincts – where ballot styles were often mixed up - must be eliminated. Complications of the new equipment interfacing were underestimated. He requested that Mr. Blaine and Chairman Neal pay close attention to the complaints brought forth by the public at this meeting.

Chairman Neal stated that the Chicago Board of Election Commissioners is currently working on a report, which it will present to the Board regarding how to help judges to navigate split precincts and make sure that the correct ballots are distributed. He further stated that there are 290 splits in Chicago, and they are usually the result of redistricting by Congress and the State Legislature.

Commissioner Silvestri stated that he feels he was misled when he was told that the County and Sequoia would have adequate time to implement the voting equipment. He stated that the lack of foresight with regard to problems disturbed him. He inquired whether there were more problems than Clerk Orr had expected.

Clerk Orr stated that there were more, particularly with the scanners.

Commissioner Claypool stated the following concerns: with regard to ballot secrecy: the privacy shield is too unwieldy and impractical; the ballot was too long (and in the next election there will be two ballots, so the difficulty will be larger), there was electioneering, aided by the lack of privacy. Regarding ballot security: when machines could not read a ballot, the ballot was dropped into a bin or kept out in the open, later there was a lot of handling of these ballots. Someone could have filled in the blanks in those ballots that were under-voted. Regarding the transportation of ballots and tapes and the counting downtown: in-precinct-results should be available on election night; there were missing ballots that were supposedly

reconciled downtown, but there is no guarantee of this; as of today, there are no precinct-by-precinct results available; in one precinct, the results were highly improbable - several hundred ballots were cast and Commissioner Claypool's total was zero. Regarding ballot integrity: because of lost votes, there is insufficient guarantee that the votes were counted accurately; there were malfunctioning paper systems, voting continued without paper trails; early votes either did not arrive at the precincts or the judges didn't know that they had arrived; some people voted twice; early and absentee votes should be physically transported to precincts. Regarding ballot verification: when Commissioner Claypool voted, there was a paper malfunction and he could not read the verification; other individuals could not get printouts or tapes on election night and were instead told the numbers verbally. Regarding early voting: There is not adequate oversight (while the State mandates early voting, it provides no funding for oversight); it is prohibitively expensive for campaigns to devote staff to poll watch over many weeks and sites - hence, the situation is rife for abuse; in one example of such abuse, senior citizens were bussed in by a special interest group, and the special interest group members accompanied the senior citizens to the polling booths and voted for them. Abuse will only become graver as early voting is more widely utilized.

Chairman Neal replied that the precinct counts have been available for three weeks, and that he would get these results to Commissioner Claypool as soon as possible. He further replied that early voting will be expanding; the Board of Elections will need funding assistance. The Board will be modifying the privacy sheaths. Most large jurisdictions perform a central count; the trend is away from precinct counts. The issue of the tapes will be addressed.

Chicago Board of Election Commissioner Cowen made the following reply to Commissioner Claypool that electronic voting affords greater privacy. There was funding available for only one electronic voting system per precinct. Judges need to be trained to encourage voters to use this technology.

Commissioner Peraica stated that the following problems had come to his attention: cartridges misplaced for several weeks, missing electrical cords, difficult-to-find switches on voting equipment, and lack of bathroom facilities. He inquired as to what is needed to avoid these problems in November.

Mr. Blaine replied that converting to an entirely DRE system would be the safest option.

Clerk Orr agreed to provide to Chairman Daley the cost of leasing DRE systems for all 5000 precincts.

Commissioner Peraica inquired whether the March election used an "Optic Eagle."

Clerk Orr replied in the negative.

Commissioner Peraica inquired whether Sequoia is traded on NASDAQ or adheres to public disclosure practices.

Mr. Blaine replied in the negative.

Commissioner Peraica inquired what technical problems existed with the machines deployed on election day, and what measures are being taken to fix them.

Mr. Blaine stated that they don't know the number of technical problems yet. He stated improvements will be made to the machines at no cost to the County.

Chairman Neal stated that while it is an option to hold the vendor responsible for payment for a consultant, at this time it is the responsibility jointly of Cook County and the City. He further stated that

he would inform the Cook County Board of Commissioners if his office plans to proceed with the hiring of a consultant.

Clerk Orr stated that the reason that an independent consultant would be retained would be to obtain a review that is made independently of the vendor.

Commissioner Peraica stated that the payment for elections judges is insufficient. He further stated that Clem Balanoff, Director of Elections, indicated to him that the equipment had been certified with a software glitch uncorrected.

Mr. Balanoff replied that the glitch did not affect the accuracy of the result.

Commissioner Peraica inquired whether the Board will receive a report regarding the elections equipment scheduled to be leased for the November election.

Mr. Blaine replied that the Board will be receiving a report on the "Edge" and "Insight" machines as well as the firmware and hardware that support them. Also, a mock election will be staged, and a report on this will be supplied to the Board.

Chairman Neal replied that he would try to obtain a detailed report from the State Board of Elections on the equipment being used in the November election. He further stated that although typically the State Board of Elections does not publish detailed reports, he believes that this situation warrants it.

Commissioner Peraica inquired as to when Sequoia will furnish the County Board with a report addressing the number and nature of the technical problems possessed by the election equipment used in the March elections.

Mr. Blaine replied that the County Board will receive this report by July 1, 2006.

Commissioner Peraica inquired as to a suit filed against Sequoia in the state of Washington.

Mr. Blaine replied that that suit had been dropped.

Commissioner Sims inquired whether the equipment used by Cook County in the March elections is state-of-the-art.

Mr. Blaine replied in the affirmative.

Commissioner Sims inquired whether the software being used by the equipment in November will be compatible to any upgraded machines the County might move to.

Mr. Blaine replied in the affirmative.

Commissioner Sims inquired whether the equipment can be enhanced to accommodate any change in requirements that the government might impose.

Mr. Blaine replied that Sequoia cannot foresee what future requirements the government might impose.

Commissioner Sims asked whether the boxes with voting information are locked before they leave the precinct.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Clerk Orr replied in the affirmative. He added that results, tapes and other information go to the receiving station; from there it goes immediately downtown to be counted.

Commissioner Sims recommended that the training-group size for judges be decreased.

Clerk Orr replied that the ratio they were attempting to achieve was one machine per one trainer per ten judges.

Commissioner Sims recommended that the judges be provided with a tape that they can watch at home as part of their training, and that each judge be required to sign for the tape.

Chairman Neal replied that this type of tape was sent to judges who could not attend training; the tape was also running all day in the polling place.

Commissioner Sims suggested that if a judge has a history of serving in a particular polling place, that his request to remain in that place be honored.

Chairman Daley requested that Chairman Neal and Clerk Orr list for the record how many polling judges were not in attendance.

Chairman Neal replied approximately 20% of 3000 judges were not in attendance.

Clerk Orr replied that approximately 1000 judges were not in attendance.

Commissioner Sims asked what explanation there is for the non-attendance.

Clerk Orr replied that in addition to sickness and being called out of town, many found the new technology too complicated.

Commissioner Sims inquired as to the effectiveness of the extra County personnel, precinct representatives and students who were dispatched on election day.

Clerk Orr replied that these personnel were well trained and effective. He stated that he will be giving a report to the Commissioners regarding this issue.

Commissioner Hansen stated that at one training session of which he was made aware, ballot scanners, sample ballots, and cartridges from the ballot scanner were not available; due to the absence of these, the process of consolidation could not be demonstrated. He further stated that election judges were originally set up as an adversarial board; this balance should be preserved and kept in mind when adding other personnel. Commissioner Hansen further stated that decentralization is one of the Cook County's election process' strength. He inquired how many split precincts exist.

Clerk Orr agreed to provide this number to the Board.

Commissioner Hansen inquired whether the County can convert to an entirely digital touch screen voting system. He stated that our objective should be to lead the nation in elections.

Clerk Orr replied that if security issues can be overcome and the funding is available, it is possible.

Commissioner Hansen requested that Clerk Orr address this issue in the report he submits to the Board.

Commissioner Suffredin noted that on March 21st, Cook County was the only jurisdiction holding an election, whereas on November 7 Sequoia will have equipment in twenty states. He inquired whether Sequoia will be able to provide the appropriate technical assistance and personnel on November 7th as it did on March 21st.

Mr. Blaine replied in the affirmative.

Commissioner Suffredin further noted that, after November 7th, Cook County elections will continue into February and April of 2007. He inquired whether Sequoia has the requisite technical ability and the ability to provide the necessary assistance in these elections as well.

Mr. Blaine replied in the affirmative.

Commissioner Suffredin delivered the following explanation of the proposed amendment: The amendments require a monthly report to the Finance Committee on each point of both the Chicago Board of Election's eleven-point corrective plan and the ten-point corrective plan of the Cook County Clerk. The amendment further requires, by June 15, a plan as to equipment modifications as needed for the election.

AMENDMENTS TO COMMUNICATION NUMBER 277586:

The following amendment is sponsored by Commissioners Suffredin, Daley, Silvestri, Maldonado and President Stroger; Co-sponsored by Commissioners Claypool, Gorman, Goslin, Hansen, Moreno, Murphy, Peraica, Quigley, Sims, Steele, Butler and Collins.

AMENDMENTS TO PROPOSED RESOLUTION

WHEREAS the 2.7 million voters in Cook County are divided between two administering jurisdictions, with 1.3 million Chicago residents registered under the aegis of the Chicago Board of Elections, and 1.4 million suburban residents registered under the aegis of the Election Division within the office of the Cook County Clerk; and

WHEREAS the Cook County Clerk and the Chicago Board of Elections have jointly determined it is in the best interests of all voters throughout Cook County to conduct elections under a uniform system that is similar in equipment, design, ballot format, and procedure, in all fifty Chicago wards and thirty suburban townships; and

WHEREAS to achieve the goal of a uniform voting system, and to ensure full compliance with the Federal "Help America Vote" Act of 2002, the Cook County Clerk and the Chicago Board of Elections cooperated in the joint purchase of a new dual-method voting system for both paper and electronic ballots; and

WHEREAS the new \$54 million system consists of three primary pieces of equipment; an optical scan ballot reader, a voter card activator/consolidator, and a touch screen vote recorder manufactured by Sequoia Voting Systems, Inc. of California; and

WHEREAS all three pieces of electronic equipment were never before used in any election by the 24,000 election judges throughout Cook County, and complicated new procedures were required to issue, tabulate, consolidate, and process the ballots; and

WHEREAS during prior elections in 2004 and 2002, an average of 90% of all precincts had completed in-precinct counts and reported unofficial totals within one hour of the polls closing at 7:00 pm; and

WHEREAS in the primary election of 2006, the first such election using new ballot formats and vote tabulation equipment, 66% of all Suburban precincts still had not reported results by 11:00 pm, more than four hours after the polls had officially closed; and

WHEREAS fully one week after election day, election authorities in both Chicago and Suburban Cook County were still working to complete the counting of all ballots; and

WHEREAS the confusion and uncertainty surrounding the conduct of the 2006 Primary Election serves to undermine voter confidence in the integrity of the system; ~~now~~ therefore and

WHEREAS the Cook County Board of Commissioners Committee on Finance held a public hearing to examine the administration of the 2006 primary election on April 27, 2006. Such hearing included participation from representatives of the Office of the Cook County Clerk, the Chicago Board of Elections and Sequoia Voting Systems, Inc.

~~**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners will conduct a Public Hearing to examine the administration of the 2006 Primary Election in all its aspects, including functionality and reliability of all hardware and software, training of election judges, design of procedures for the conduct of the election, and the system by which the results were reported and certified by both the Chicago Board of Elections, and the Election Division of the Cook County Clerk's Office; and~~

~~**BE IT FURTHER RESOLVED**, that said hearing shall include participation from representatives of the Office of the Cook County Clerk, the Chicago Board of Elections, and Sequoia Voting Systems, Inc.; and~~

~~**BE IT FURTHER RESOLVED**, that upon the selection of a date, time, and location for this Public Hearing, a notice of same will be issued by the Clerk of Secretary to the Board of Commissioners for publication in a newspaper of general circulation.~~

NOW, THEREFORE, BE IT RESOLVED that the Chicago Board of Elections have agreed to do the following to improve the administration of the 2006 General Election:

1. Retain an outside computer expert from a major university or high tech corporation to review all software and firmware in the current voting system, with the objective of streamlining and speeding up vote processing and reporting.
2. Appoint an administrative judge in every precinct who would receive extensive training and extra pay to ensure that the proper procedures are followed on election day. This person would be a temporary Board employee, such as those hired for the early voting program.
3. Create new procedures to simplify and expedite the merging and transmission of vote totals from the precinct polling place to the Board's central computer.

4. Extensively test all optical scanners to determine if problems existing in jamming. There were reports from some precincts that the 21 inch ballot caused the scanners to jam.

5. Create a program to interview judges of election in all 365 precincts that did not report vote totals on election night to determine if this was caused by human error, mechanical failure, or a combination of the two.

6. Conduct a random survey of judges of election and voters to determine if there were any undetected election day problems, complaints, or suggestions regarding the new voting equipment.

7. Recruit judges of election with technology skills and experience.

8. Stock the 25 Election Board receiving stations with extra supplies and equipment for speedier distribution to polling places.

9. Assign additional roving technical support to expedite responses to equipment breakdowns.

10. Increase the number of telephone lines and personnel at Election Central to answer calls and complaints.

11. Improve telephone communication with polling places and judges of election.

NOW THEREFORE, BE IT FURTHER RESOLVED, that the Office of the Clerk of Cook County has agreed to do the following to improve the administration of the 2006 General Election:

1. Provide additional judge training.

2. Create new "Equipment Manager" election judge post.

3. Examine problems with optical scanners.

4. Fix problems with the touch-screen card activator/accumulator.

5. Address printer issues.

6. Review accumulation and transmission of results.

7. Re-test software and equipment prior to the November election.

8. Re-evaluate receiving station structure.

9. Expedite retrieval of vote totals if transmission fails.

10. Improve repair station response; and

BE IT FURTHER RESOLVED, that beginning June 1, 2006, the Chicago Board of Elections and the Office of the Clerk of Cook County shall report on a monthly basis to the Finance Committee of the Cook County Board of Commissioners on the progress of the implementation of each of the action points they have agreed to do for the improvement of the administration of the 2006 General Election; and

Additionally, Commissioner Hansen offered the following amendment, as the final paragraph of the proposed, amended resolution, as follows:

BE IT FURTHER RESOLVED, that by June 15, 2006 the Chicago Board of Elections and the Clerk of Cook County shall provide a proposal to make such improvement and/or substitution of voting equipment needed.

Commissioner Suffredin, seconded by Commissioner Hansen, moved to amend the Proposed Resolution (Communication No. 277586), as fully described above. The motion to amend carried.

Commissioner Suffredin, seconded by Commissioner Murphy, moved that the Resolution (Communication No. 277586) be approved and adopted, as amended. The motion carried.

**06-R-198
RESOLUTION**

Sponsored by

**THE HONORABLE JOHN P. DALEY, PETER N. SILVESTRI, ROBERTO MALDONADO
AND PRESIDENT JOHN H. STROGER, JR.
COUNTY COMMISSIONERS**

Co-Sponsored by

**FORREST CLAYPOOL, ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN,
CARL R. HANSEN, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,
ANTHONY J. PERAICA, MIKE QUIGLEY, DEBORAH SIMS, BOBBIE L. STEELE,
LARRY SUFFREDIN, JERRY BUTLER AND EARLEAN COLLINS
COUNTY COMMISSIONERS**

WHEREAS, the 2.7 million voters in Cook County are divided between two administering jurisdictions, with 1.3 million Chicago residents registered under the aegis of the Chicago Board of Elections, and 1.4 million suburban residents registered under the aegis of the Election Division within the office of the Cook County Clerk; and

WHEREAS, the Cook County Clerk and the Chicago Board of Elections have jointly determined it is in the best interests of all voters throughout Cook County to conduct elections under a uniform system that is similar in equipment, design, ballot format, and procedure, in all fifty Chicago wards and thirty suburban townships; and

WHEREAS, to achieve the goal of a uniform voting system, and to ensure full compliance with the Federal "Help America Vote" Act of 2002, the Cook County Clerk and the Chicago Board of Elections

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

cooperated in the joint purchase of a new dual-method voting system for both paper and electronic ballots; and

WHEREAS, the new \$54 million system consists of three primary pieces of equipment; an optical scan ballot reader, a voter card activator/consolidator, and a touch screen vote recorder manufactured by Sequoia Voting Systems, Inc. of California; and

WHEREAS, all three pieces of electronic equipment were never before used in any election by the 24,000 election judges throughout Cook County, and complicated new procedures were required to issue, tabulate, consolidate, and process the ballots; and

WHEREAS, during prior elections in 2004 and 2002, an average of 90% of all precincts had completed in-precinct counts and reported unofficial totals within one hour of the polls closing at 7:00 pm; and

WHEREAS, in the primary election of 2006, the first such election using new ballot formats and vote tabulation equipment, 66% of all Suburban precincts still had not reported results by 11:00 pm, more than four hours after the polls had officially closed; and

WHEREAS, fully one week after election day, election authorities in both Chicago and Suburban Cook County were still working to complete the counting of all ballots; and

WHEREAS, the confusion and uncertainty surrounding the conduct of the 2006 Primary Election serves to undermine voter confidence in the integrity of the system; and

WHEREAS, the Cook County Board of Commissioners Committee on Finance held a public hearing to examine the administration of the 2006 primary election on April 27, 2006. Such hearing included participation from representatives of the Office of the Cook County Clerk, the Chicago Board of Elections and Sequoia Voting Systems, Inc.

~~**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners will conduct a Public Hearing to examine the administration of the 2006 Primary Election in all its aspects, including functionality and reliability of all hardware and software, training of election judges, design of procedures for the conduct of the election, and the system by which the results were reported and certified by both the Chicago Board of Elections, and the Election Division of the Cook County Clerk's Office; and~~

~~**BE IT FURTHER RESOLVED**, that said hearing shall include included participation from representatives of the Office of the Cook County Clerk, the Chicago Board of Elections, and Sequoia Voting Systems, Inc.; and~~

~~**BE IT FURTHER RESOLVED**, that upon the selection of a date, time, and location for this Public Hearing, a notice of same will be issued by the Clerk of the Board for publication in a newspaper of general circulation.~~

BE IT RESOLVED, that the Chicago Board of Elections have agreed to do the following to improve the administration of the 2006 General Election:

1. Retain an outside computer expert from a major university or high tech corporation to review all software and firmware in the current voting system, with the objective of streamlining and speeding up vote processing and reporting.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

2. Appoint an administrative judge in every precinct who would receive extensive training and extra pay to ensure that the proper procedures are followed on election day. This person would be a temporary Board employee, such as those hired for the early voting program.

3. Create new procedures to simplify and expedite the merging and transmission of vote totals from the precinct polling place to the Board's central computer.

4. Extensively test all optical scanners to determine if problems exist in jamming. There were reports from some precincts that the 21 inch ballot caused the scanners to jam.

5. Create a program to interview judges of election in all 365 precincts that did not report vote totals on election night to determine if this was caused by human error, mechanical failure, or a combination of the two.

6. Conduct a random survey of judges of election and voters to determine if there were any undetected election day problems, complaints, or suggestions regarding the new voting equipment.

7. Recruit judges of election with technology skills and experience.

8. Stock the 25 Election Board receiving stations with extra supplies and equipment for speedier distribution to polling places.

9. Assign additional roving technical support to expedite responses to equipment breakdowns.

10. Increase the number of telephone lines and personnel at Election Central to answer calls and complaints.

11. Improve telephone communication with polling places and judges of election.

BE IT FURTHER RESOLVED, that the Office of the Clerk of Cook County has agreed to do the following to improve the administration of the 2006 General Election:

1. Provide additional judge training.

2. Create new "Equipment Manager" election judge post.

3. Examine problems with optical scanners.

4. Fix problems with the touch-screen card activator/accumulator.

5. Address printer issues.

6. Review accumulation and transmission of results.

7. Re-test software and equipment prior to the November election.

8. Re-evaluate receiving station structure.

9. Expedite retrieval of vote totals if transmission fails.

10. Improve repair station response; and

BE IT FURTHER RESOLVED, that beginning June 1, 2006, the Chicago Board of Elections and the Office of the Clerk of Cook County shall report on a monthly basis to the Finance Committee of the Cook County Board of Commissioners on the progress of the implementation of each of the action points they have agreed to do for the improvement of the administration of the 2006 General Election; and

BE IT FURTHER RESOLVED, that by June 15, 2006 the Chicago Board of Elections and the Clerk of Cook County shall provide a proposal to make such improvements and/or substitution of voting equipment needed.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Suffredin, seconded by Commissioner Silvestri, moved that the Resolution, as amended (Communication No. 277586) shall also remain in Committee to provide and allow for monthly reports from both election authorities. The motion carried.

277590 A RESOLUTION ORDERING THE COOK COUNTY CLERK TO WITHHOLD PAYMENTS TO SEQUOIA VOTING SYSTEMS, INC. (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by Roberto Maldonado, County Commissioner.

The attached resolution will be added to the New Items Agenda for the April 5, 2006 Cook County Board meeting. I will request that this item be referred to the Committee on Finance for further review and discussion.

The resolution orders the Cook County Clerk to withhold payments to Sequoia Voting Systems, Inc. for the electronic election machinery supplied to Cook County until a full and complete public hearing and investigation determines the extent that Sequoia's voting equipment contributed to any errors on election day and to the extreme delay in the March 21, 2006 Primary Election results.

PROPOSED RESOLUTION

WHEREAS, every United States citizen has a right to participate in our democracy by casting a vote for their chosen elected official in an election administered through a fair and accurate voting process; and

WHEREAS, the Cook County Board of Commissioners is committed to the integrity of each vote cast by its residents and has entrusted the Cook County Clerk's office to administer and protect its election process; and

WHEREAS, responding to the "hanging chads" debacle of the 2000 presidential election, Congress sought to fix our voting process by implementing electronic voting, also known as "e-voting", through the Help American Vote Act (HAVA), and released \$2 billion in federal funds to modernize state's voting systems by January 1, 2006; and

WHEREAS, in 2005, the Cook County Board, in compliance with the HAVA mandate, approved the Cook County Clerk's office recommendation of California-based Sequoia Voting Systems, Inc. to provide updated voting equipment for the suburban county precincts at a cost of \$23.8 million; and

WHEREAS, the Chicago Board of Election Commissioners also selected Sequoia Voting Systems, Inc., approving a \$28 million contract for new voting equipment in the city of Chicago; and

WHEREAS, in the March 21, 2006 Primary Election, Sequoia Voting Systems, Inc. launched its dual-machine e-voting system consisting of touch screen machines (primarily to aid persons with disabilities, but available to all voters) and paper ballot optical scanners; and

WHEREAS, with widespread reports of equipment failure coupled with human error resulting from using new technology, the 2006 Primary Election will be remembered as a ballot counting disaster, with problems delaying final vote counts for nearly a full week after election day, compared to the old-style punch card system which tabulated 90 percent of the votes within one hour of the closing of the polls; and

WHEREAS, although election judges were required to participate in a three-hour instructional class as mandated by the Illinois Board of Election Commissioners, roughly 4,000 of the 14,000 election judges in Chicago failed to attend a training session for the new equipment, according to Daniel W. White, Executive Director of the Illinois Board of Elections; and

WHEREAS, reports of equipment failure permeated election day, when optical scanners broke down and machines failed as election judges tried to merge voting results of the two systems at the close of polls; and

WHEREAS, defective and damaged memory cards containing vote totals prevented data from being sent via cellular technology to the central counting centers and instead data cartridges were sent via taxi to the central office; and

WHEREAS, one day after the polls closed, Chicago was missing 252 memory cartridges with another 162 memory cartridges unaccounted for in suburban Cook County; and

WHEREAS, reports of Sequoia machine malfunctions in counties across the nation during the 2004 election, including Bernalillo and Sandoval Counties in New Mexico, Snohomish County in Washington and Palm Beach County in Florida may have foreshadowed Cook County's problems with the new voting machines; and

WHEREAS, the implementation of "modernized" e-voting equipment in Cook County's March 21 Primary Election left many candidates, participants in the election, public officials, and voters questioning the integrity of the voting process and highly skeptical of the upcoming General Election in November.

NOW, THEREFORE, BE IT RESOLVED, that we the Cook County Board of Commissioners do hereby order the Cook County Clerk to withhold scheduled payments to Sequoia Voting Systems, Inc. for the election machinery supplied to Cook County until a full and complete public hearing and investigation determines the extent that Sequoia's voting equipment contributed to any errors on election day and to the extreme delay in the March 21,

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

2006 Primary Election results, which may prove Sequoia failed to meet its contractual obligations to the County.

***Referred to the Finance Committee on April 5, 2006.**

Commissioner Silvestri, seconded by Commissioner Suffredin, moved to defer consideration of the Proposed Resolution (Communication No. 277590). The motion to defer carried.

Commissioner Silvestri moved to adjourn the meeting, seconded by Commissioner Murphy. The motion carried and the meeting was adjourned.

Respectfully submitted,

COMMITTEE ON FINANCE

JOHN P. DALEY, Chairman

ATTEST: MICHELLE HARRIS, Secretary

The transcript for this meeting is available in the Office of the Secretary to the Board, 118 North Clark Street, Room 567, Chicago, Illinois 60602.

Commissioner Daley, seconded by Commissioner Butler, moved that the Report of the Committee on Finance (Public Hearing) be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON FINANCE

May 3, 2006

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Daley, Vice Chairman Steele, Commissioners Butler, Claypool, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Silvestri, Sims and Suffredin (15)

Absent: Commissioner Collins (1)

Excused

Absence: President Stroger (1)

Ladies and Gentlemen:

SECTION 1

Your Committee has considered the following court orders submitted by attorneys for payment of fees earned by said attorneys for defending indigent defendants.

Your Committee, therefore, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to said attorneys in the amounts recommended.

NON-CAPITAL CASES

- 278270 JOSEPH G. HOWARD, Attorney, submitting an Order of Court for payment of \$5,578.29 attorney fees for the defense of an indigent defendant, Donald Lanasa. Indictment No. 01-CR-80007 (Non-Capital Case).
- 278561 LUTHER S. HICKS, Attorney, submitting an Order of Court for payment of \$1,370.00 attorney fees for the defense of an indigent defendant, Nigel Harvey. Indictment Nos. 03-CR-19060, 03-CR-19061, 03-CR-19062 and 03-CR-19063 (Non-Capital Cases).
- 278564 JASON F. DANIELIAN, Attorney, submitting an Order of Court for payment of \$800.00 attorney fees for the defense of an indigent defendant, Ronald Battle. Indictment No. 03-CR-13668 (Non-Capital Case).
- 278566 JACK P. RIMLAND, Attorney, submitting an Order of Court for payment of \$28,870.00 attorney fees for the defense of an indigent defendant, Tavares Hunt. Indictment No. 03-CR-11006-01 (Non-Capital Case).
- 278568 ROBERT L. EDWARDS, Attorney, submitting an Order of Court for payment of \$4,667.50 attorney fees for the defense of an indigent defendant, Miguel Nunez. Indictment No. 03-CR-173001 (Non-Capital Case).
- 278571 ROBERT L. EDWARDS, Attorney, submitting an Order of Court for payment of \$1,260.00 attorney fees for the defense of an indigent defendant, Maurice White. Indictment No. 04-CR-9617 (Non-Capital Case).
- 278584 GIL SAPIR, Attorney, submitting an Order of Court for payment of \$14,983.92 attorney fees for the defense of an indigent defendant, John B. Mitchell. Indictment No. 00-CR-03709-02 (Non-Capital Case).
- 278588 DANIEL T. COYNE, Attorney, submitting an Order of Court for payment of \$2,062.50 attorney fees for the defense of an indigent defendant, Vincent Pieroni. Indictment No. 05-CR-80008 (Non-Capital Case).
- 278589 GEARY W. KULL, Attorney, submitting an Order of Court for payment of \$10,900.00 attorney fees for the defense of an indigent defendant, Antoine Boyce. Indictment No. 02-CR-12037 (Non-Capital Case).
- 278590 DEBRA A. SEATON, Attorney, submitting an Order of Court for payment of \$2,406.25 attorney fees for the defense of an indigent defendant, David Aguayo. Indictment No. 97-CR-1419601 (Non-Capital Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278591 DEBRA A. SEATON, Attorney, submitting an Order of Court for payment of \$1,000.00 attorney fees for the defense of an indigent defendant, Javarro Benton. Indictment No. 99-CR-24888 (Non-Capital Case).
- 278621 DANIEL T. COYNE, Attorney, submitting an Order of Court for payment of \$4,565.00 attorney fees for the defense of an indigent defendant, Rex Hulbert. Indictment No. 05-CR-80003-01 (Non-Capital Case).
- 278622 DR. LESLEY KANE, Psy.D., presented by Daniel T. Coyne, Attorney, submitting an Order of Court for payment of \$2,325.00 expert witness fees for the defense of an indigent defendant, Rex Hulbert. Indictment No. 05-CR-80003-01 (Non-Capital Case).
- 278623 STEVEN R. DECKER, Attorney ~~and Guardian ad Litem~~, submitting an Order of Court for payment of \$2,925.00 attorney fees for the defense of an indigent defendant, Sidney Givens. Indictment No. 05-CR-19553-09 (Non-Capital Case).

NON-CAPITAL CASES APPROVED FISCAL YEAR 2006 TO PRESENT:	\$239,325.02
NON-CAPITAL CASES TO BE APPROVED:	\$83,713.46

JUVENILE CASES

- 278228 CORINNE E. MCALPINE, Attorney, submitting an Order of Court for payment of \$2,515.97 attorney fees for the defense of an indigent defendant, Jeffrey Collins, Sr., Father, re: the Collins children, minors. Indictment Nos. 03-JA-01496 and 03-JA-01497 (Juvenile Cases).
- 278229 CORINNE E. MCALPINE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$549.59 attorney fees for the defense of an indigent defendant, A. Powers, a minor. Indictment No. 00-JA-00976 (Juvenile Case).
- 278230 BRUCE H. BORNSTEIN, Attorney, submitting an Order of Court for payment of \$2,496.00 attorney fees for the defense of an indigent defendant, Amelia Hunter, Mother, re: the Dabney children, minors. Indictment Nos. 04-JA-684 and 04-JA-685 (Juvenile Cases).
- 278231 BRUCE H. BORNSTEIN, Attorney, submitting an Order of Court for payment of \$6,971.00 attorney fees for the defense of an indigent defendant, Tammy Merchant, Mother, re: the Merchant, Sellers and Smith children, minors. Indictment Nos. 96-JA-3718, 96-JA-3719, 97-JA-3076, 98-JA-3217, 00-JA-540 and 01-JA-2024 (Juvenile Cases).
- 278232 BRUCE H. BORNSTEIN, Attorney, submitting an Order of Court for payment of \$510.00 attorney fees for the defense of an indigent defendant, Arturo Delfi, Father, re: K. McKnight, a minor. Indictment No. 05-JA-1066 (Juvenile Case).
- 278233 STEVEN O. ROSS, Attorney, submitting an Order of Court for payment of \$750.00 attorney fees for the defense of an indigent defendant, Brian Washington, Father, re: the Banks, Knox and Washington children, minors. Indictment Nos. 05-JA-308, 05-JA-309 and 05-JA-310 (Juvenile Cases).
- 278234 KAAREN M. PLANT, Attorney, submitting an Order of Court for payment of \$1,500.00 attorney fees for the defense of an indigent defendant, Romonita Rodriguez, Mother, re: the Gibson children, minors. Indictment Nos. 03-JA-867 and 03-JA-937 (Juvenile Cases).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278235 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$325.00 attorney fees for the defense of an indigent defendant, Blessing Boona, Mother, re: the Boona children, minors. Indictment Nos. 04-JA-262 and 04-JA-263 (Juvenile Cases).
- 278236 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$672.50 attorney fees for the defense of an indigent defendant, Leon Grant, Sr., Father, re: L. Grant, a minor. Indictment No. 03-JA-358 (Juvenile Case).
- 278237 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$710.00 attorney fees for the defense of an indigent defendant, Leonard Myles, Father, re: L. Myles, a minor. Indictment No. 04-JA-1075 (Juvenile Case).
- 278238 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$260.00 attorney fees for the defense of indigent defendants, Mary Ortiz and John Rodriguez, Parents, re: O. Ortiz, a minor. Indictment No. 04-JA-6921 (Juvenile Case).
- 278239 MELANIE M. PETTWAY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,040.00 attorney fees for the defense of indigent defendants, the Neealy children, minors. Indictment Nos. 04-JA-1084 and 04-JA-1085 (Juvenile Cases).
- 278240 KAAREN M. PLANT, Attorney, submitting an Order of Court for payment of \$1,431.40 attorney fees for the defense of an indigent defendant, Cheryl Garner, Mother, re: the Doyle children, minors. Indictment Nos. 04-JA-01379, 01-JA-01380 and 04-JA-01381 (Juvenile Cases).
- 278241 S. MICHAEL KOZUBEK, Attorney, submitting an Order of Court for payment of \$2,139.95 attorney fees for the defense of an indigent defendant, Tashica Taylor, Mother, re: E. Miles, a minor. Indictment No. 05-JA-00941 (Juvenile Case).
- 278242 CONSTANTINE P. KANELLOS, Attorney, submitting an Order of Court for payment of \$292.50 attorney fees for the defense of an indigent defendant, Carlos Melendez, Father, re: A. Melendez, a minor. Indictment No. 99-JA-642 (Juvenile Case).
- 278243 CONSTANTINE P. KANELLOS, Attorney, submitting an Order of Court for payment of \$1,002.50 attorney fees for the defense of an indigent defendant, Edelina Grijalva, Mother, re: P. Hernandez, a minor. Indictment No. 04-JA-1431 (Juvenile Case).
- 278244 CONSTANTINE P. KANELLOS, Attorney, submitting an Order of Court for payment of \$3,290.00 attorney fees for the defense of an indigent defendant, Juan Diaz, Father, re: J. Diaz, a minor. Indictment No. 00-JA-676 (Juvenile Case).
- 278245 LAWRENCE H. NECHELES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$460.00 attorney fees for the defense of an indigent defendant, Cynthia Jackson, Mother, re: K. Jackson, a minor. Indictment No. 04-JA-1542 (Juvenile Case).
- 278246 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$232.50 attorney fees for the defense of an indigent defendant, Lynette Gurley, Mother, re: D. Gurley, a minor. Indictment No. 02-JA-01183 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278247 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$510.00 attorney fees for the defense of an indigent defendant, Rose Carter, Mother, re: Z. Bohannon, a minor. Indictment No. 05-JA-00489 (Juvenile Case).
- 278248 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$660.00 attorney fees for the defense of an indigent defendant, Angela Dyson, Mother, re: R. Strong, a minor. Indictment No. 03-JA-1617 (Juvenile Case).
- 278249 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$980.00 attorney fees for the defense of an indigent defendant, Sandra Hawkins, Mother, re: R. Hawkins, a minor. Indictment No. 04-JA-00618 (Juvenile Case).
- 278250 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$1,440.00 attorney fees for the defense of an indigent defendant, Ana Barrera, Mother, re: the Barrera children, minors. Indictment Nos. 04-JA-283, 04-JA-284, 04-JA-285, 04-JA-286 and 04-JA-287 (Juvenile Cases).
- 278251 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$740.00 attorney fees for the defense of an indigent defendant, Andre Wrenn, Father, re: J. Wrenn, a minor. Indictment No. 04-JA-603 (Juvenile Case).
- 278252 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$690.00 attorney fees for the defense of an indigent defendant, Jennifer Singleton, Mother, re: A. Singleton, a minor. Indictment No. 05-JA-705 (Juvenile Case).
- 278253 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$1,810.00 attorney fees for the defense of an indigent defendant, Phillip Thompson, Father, re: the Thompson children, minors. Indictment Nos. 04-JA-0512, 04-JA-0513, 04-JA-0514, 04-JA-0515, 04-JA-0516 and 04-JA-0517 (Juvenile Cases).
- 278254 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$345.00 attorney fees for the defense of an indigent defendant, Pierre Willhite, Father, re: the Tolentino children, minors. Indictment Nos. 93-JA-4129 and 94-JA-7389 (Juvenile Cases).
- 278255 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$690.00 attorney fees for the defense of an indigent defendant, Shelly McBride, Mother, re: the McBride children, minors. Indictment Nos. 04-JA-00578, 04-JA-00579, 04-JA-00580, 04-JA-00581, 04-JA-00582, 04-JA-00583 and 04-JA-00584 (Juvenile Cases).
- 278256 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$710.00 attorney fees for the defense of an indigent defendant, Rhondel Payton, Father, re: R. Payton, a minor. Indictment No. 04-JA-477 (Juvenile Case).
- 278257 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$640.00 attorney fees for the defense of an indigent defendant, Candice Hunt, Mother, re: D. Hunt and T. Stevens, minors. Indictment Nos. 05-JA-00696 and 05-JA-00697 (Juvenile Cases).
- 278258 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$510.00 attorney fees for the defense of an indigent defendant, Jermaine Holoway, Father, re: T. West, a minor. Indictment No. 03-JA-450 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278259 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$1,380.00 attorney fees for the defense of an indigent defendant, Jacqueline Graham, Mother, re: D. Graham-Pulliam, a minor. Indictment No. 03-JA-1638 (Juvenile Case).
- 278260 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$550.00 attorney fees for the defense of an indigent defendant, Mark Kenebrew, Father, re: M. Kenebrew, a minor. Indictment No. 05-JAO-1209 (Juvenile Case).
- 278261 SAMUEL N. WARSAWSKY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,660.00 attorney fees for the defense of an indigent defendant, J. Lyles, a minor. Indictment No. 03-JA-1147 (Juvenile Case).
- 278262 CRAIG C. CUNNINGHAM, Attorney, submitting an Order of Court for payment of \$2,270.00 attorney fees for the defense of an indigent defendant, K. Williams, a minor. Indictment No. 05-JA-180 (Juvenile Case).
- 278263 CRAIG C. CUNNINGHAM, Attorney, submitting an Order of Court for payment of \$1,302.50 attorney fees for the defense of an indigent defendant, Marcus Ashford, Father, re: R. Ashford, a minor. Indictment No. 04-JA-1421 (Juvenile Case).
- 278264 CRAIG C. CUNNINGHAM, Attorney, submitting an Order of Court for payment of \$3,600.00 attorney fees for the defense of an indigent defendant, Ronald Watts, Father, re: J. Clayton, a minor. Indictment No. 99-JA-01235 (Juvenile Case).
- 278265 CRAIG C. CUNNINGHAM, Attorney, submitting an Order of Court for payment of \$2,250.00 attorney fees for the defense of an indigent defendant, Christine Rodgers, Mother, re: the Herron and Shields children, minors. Indictment Nos. 05-JA-361, 05-JA-362 and 05-JA-363 (Juvenile Cases).
- 278266 CRAIG C. CUNNINGHAM, Attorney, submitting an Order of Court for payment of \$1,980.00 attorney fees for the defense of an indigent defendant, Tim Underwood, Father, re: D. Underwood, a minor. Indictment No. 04-JA-0468 (Juvenile Case).
- 278267 CRAIG C. CUNNINGHAM, Attorney, submitting an Order of Court for payment of \$1,462.50 attorney fees for the defense of an indigent defendant, Barbara Mullins, Mother, re: S. Mullins, a minor. Indictment No. 02-JA-0790 (Juvenile Case).
- 278268 CRAIG C. CUNNINGHAM, Attorney, submitting an Order of Court for payment of \$8,182.50 attorney fees for the defense of an indigent defendant, J. Harrison, a minor. Indictment No. 01-JA-2116 (Juvenile Case).
- 278269 RONALD G. MAIMONIS, Attorney, submitting an Order of Court for payment of \$570.00 attorney fees for the defense of an indigent defendant, Pearl Robinson, Mother, re: A. Powell, a minor. Indictment No. 03-JA-01148 (Juvenile Case).
- 278271 CORINNE E. MCALPINE, Attorney, submitting an Order of Court for payment of \$6,738.47 attorney fees for the defense of an indigent defendant, Mabel Douglas, Mother, re: the Douglas and Smith children, minors. Indictment Nos. 02-JA-00167 and 02-JA-00168 (Juvenile Cases).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278272 STEPHEN JAFFE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,107.50 attorney fees for the defense of an indigent defendant, H. Baker, a minor. Indictment No. 01-JA-1456 (Juvenile Case).
- 278273 MARILYN L. BURNS, Attorney, submitting an Order of Court for payment of \$1,315.00 attorney fees for the defense of an indigent defendant, Janet Massey, Mother, re: the Massey children, minors. Indictment Nos. 05-JA-1135 and 05-JA-1136 (Juvenile Cases).
- 278274 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$832.50 attorney fees for the defense of an indigent defendant, Erwin Fuller, Father, re: A. Tramble-Fuller, a minor. Indictment No. 04-JA-1567 (Juvenile Case).
- 278275 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$657.50 attorney fees for the defense of an indigent defendant, Charlotte Kirkland, Mother, re: J. Thomas, a minor. Indictment No. 03-JA-1414 (Juvenile Case).
- 278276 MARILYN L. BURNS, Attorney, submitting an Order of Court for payment of \$495.00 attorney fees for the defense of an indigent defendant, Kadelia Bradley, Mother, re: the Wiley children, minors. Indictment Nos. 96-JA-5445 and 97-JA-235 (Juvenile Cases).
- 278277 BRIAN J. O'HARA, Attorney, submitting an Order of Court for payment of \$1,226.50 attorney fees for the defense of indigent defendants, the McFee children, minors. Indictment Nos. 03-JA-0079 and 03-JA-0080 (Juvenile Cases).
- 278278 MARILYN L. BURNS, Attorney, submitting an Order of Court for payment of \$385.00 attorney fees for the defense of an indigent defendant, Calvin Crittendon, Father, re: M. Crittendon, a minor. Indictment No. 04-JA-01276 (Juvenile Case).
- 278279 SHELDON B. NAGELBERG, Attorney, submitting an Order of Court for payment of \$1,946.50 attorney fees for the defense of an indigent defendant, Cruz Quijano, Father, re: the Garcia, Quijano and Rodriguez children, minors. Indictment Nos. 05-JA-1093, 05-JA-1094, 05-JA-1095 and 05-JA-1096 (Juvenile Cases).
- 278280 MARILYN L. BURNS, Attorney, submitting an Order of Court for payment of \$805.00 attorney fees for the defense of an indigent defendant, Sabrina Plair, Mother, re: L. Plair, a minor. Indictment No. 02-JD-3805 (Juvenile Case).
- 278281 SHELDON B. NAGELBERG, Attorney, submitting an Order of Court for payment of \$1,430.00 attorney fees for the defense of an indigent defendant, Dave Brooks, Father, re: J. Cavers, a minor. Indictment No. 03-JA-1703 (Juvenile Case).
- 278282 SHELDON B. NAGELBERG, Attorney, submitting an Order of Court for payment of \$1,580.00 attorney fees for the defense of an indigent defendant, Gloria Walls, Mother, re: the Tanksley and Walls children, minors. Indictment Nos. 03-JA-1177, 03-JA-1178, 03-JA-1179, 03-JA-1180, 03-JA-1181, 03-JA-1182 and 04-JA-1612 (Juvenile Cases).
- 278283 SHELDON B. NAGELBERG, Attorney, submitting an Order of Court for payment of \$1,087.50 attorney fees for the defense of an indigent defendant, Antoine Chester, Father, re: the Chester children, minors. Indictment Nos. 04-JA-0857 and 04-JA-0858 (Juvenile Cases).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278284 SHELDON B. NAGELBERG, Attorney, submitting an Order of Court for payment of \$1,255.00 attorney fees for the defense of an indigent defendant, Keisha King, Mother, re: D. King, a minor. Indictment No. 04-JA-0921 (Juvenile Case).
- 278285 SHELDON B. NAGELBERG, Attorney, submitting an Order of Court for payment of \$2,067.50 attorney fees for the defense of an indigent defendant, Stephen Kelly, Sr., Father, re: S. Kelly, a minor. Indictment No. 05-JA-0809 (Juvenile Case).
- 278286 RAYMOND A. MORRISSEY, Attorney, submitting an Order of Court for payment of \$380.00 attorney fees for the defense of an indigent defendant, Ida Smith, Mother, re: B. Smith, a minor. Indictment No. 97-JD-10754 (Juvenile Case).
- 278287 RAYMOND A. MORRISSEY, Attorney, submitting an Order of Court for payment of \$555.00 attorney fees for the defense of an indigent defendant, William Tedford, Father, re: V. Johnson, a minor. Indictment No. 03-JA-951 (Juvenile Case).
- 278288 ZIAD ALNAQIB, Attorney, submitting an Order of Court for payment of \$507.50 attorney fees for the defense of an indigent defendant, George Murray, Sr., Father, re: G. Murray, a minor. Indictment No. 98-JA-3857 (Juvenile Case).
- 278289 ZIAD ALNAQIB, Attorney, submitting an Order of Court for payment of \$1,677.50 attorney fees for the defense of an indigent defendant, Susan Nowosad, Mother, re: A. Nowosad, a minor. Indictment No. 98-JA-1476 (Juvenile Case).
- 278290 FRANCINE N. GREEN-KELNER, Attorney, submitting an Order of Court for payment of \$3,540.45 attorney fees for the defense of an indigent defendant, Woodrow Davis, III, Father, re: D. Davis, a minor. Indictment No. 01-JA-0645 (Juvenile Case).
- 278291 ZIAD ALNAQIB, Attorney, submitting an Order of Court for payment of \$1,867.50 attorney fees for the defense of an indigent defendant, Yolanda Orellana, Mother, re: A. Maravi and C. Ortiz, minors. Indictment Nos. 02-JA-1028 and 02-JA-1029 (Juvenile Cases).
- 278292 GILBERT C. SCHUMM, Attorney, submitting an Order of Court for payment of \$1,055.00 attorney fees for the defense of an indigent defendant, Carolyn Earnest, Mother, re: S. Morrow and M. Suttle, minors. Indictment Nos. 04-JA-1394 and 05-JA-846 (Juvenile Cases).
- 278293 MELANIE M. PETTWAY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$602.50 attorney fees for the defense of an indigent defendant, C. Gatewood, a minor. Indictment No. 91-J-11505 (Juvenile Case).
- 278294 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$460.00 attorney fees for the defense of an indigent defendant, Laura Ann Tribbett, Mother, re: T. Ivory, a minor. Indictment No. 04-JA-1452 (Juvenile Case).
- 278295 STUART JOSHUA HOLT, Attorney, submitting an Order of Court for payment of \$2,087.50 attorney fees for the defense of an indigent defendant, Peter Pool, Father, re: P. Harris, a minor. Indictment No. 00-JA-001819 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

278296 MELANIE M. PETTWAY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$767.50 attorney fees for the defense of an indigent defendant, E. Mitchell, a minor. Indictment No. 05-JA-373 (Juvenile Case).

278297 JEFFERY LUCKETT, Attorney, submitting an Order of Court for payment of \$2,968.33 attorney fees for the defense of an indigent defendant, R. Benson, a minor. Indictment No. 05-JD-60551 (Juvenile Case).

THE ABOVE ITEM WAS WITHDRAWN.

278298 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$545.00 attorney fees for the defense of an indigent defendant, Carmen Rivera, Private Guardian, re: T. Giraud, a minor. Indictment No. 05-JA-707 (Juvenile Case).

278299 STUART JOSHUA HOLT, Attorney, submitting an Order of Court for payment of \$2,697.50 attorney fees for the defense of an indigent defendant, Tina Chamakh, Mother, re: the Younger children, minors. Indictment Nos. 04-JA-00823, 04-JA-00824 and 04-JA-00825 (Juvenile Cases).

278300 ROBERT L. FRIEDMAN, Attorney, submitting an Order of Court for payment of \$515.00 attorney fees for the defense of an indigent defendant, Brenda McClinton, Mother, re: J. McClinton, a minor. Indictment No. 04-JA-00659 (Juvenile Case).

278301 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$450.00 attorney fees for the defense of an indigent defendant, Steven Wilson, Father, re: the Wilson children, minors. Indictment Nos. 05-JA-108 and 05-JA-109 (Juvenile Cases).

278303 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$1,047.50 attorney fees for the defense of an indigent defendant, Ronald Davis, Father, re: the Davis children, minors. Indictment Nos. 05-JA-216 and 05-JA-217 (Juvenile Cases).

278304 LAWRENCE H. NECHELES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$4,075.00 attorney fees for the defense of an indigent defendant, M. Reymond, a minor. Indictment No. 99-JA-026894 (Juvenile Case).

278305 MELANIE M. PETTWAY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$257.50 attorney fees for the defense of an indigent defendant, D. Cabot, a minor. Indictment No. 01-JA-386 (Juvenile Case).

278307 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$1,245.00 attorney fees for the defense of an indigent defendant, Jeffery Gater, Father, re: the Gater, Hawkins, Jackson and Tillman children, minors. Indictment Nos. 03-JA-1619 and 03-JA-1620 (Juvenile Cases).

278308 PETER N. RYAN, Attorney, submitting an Order of Court for payment of \$9,950.00 attorney fees for the defense of an indigent defendant, Ernestine Lowe, Mother, re: R. Lowe, a minor. Indictment No. 98-JA-2408 (Juvenile Case).

278310 MAUREEN T. MURPHY, Attorney, submitting an Order of Court for payment of \$2,160.00 attorney fees for the defense of an indigent defendant, Silvia Suarez (*nee*. Gutierrez), Mother, re: J. Gutierrez/De La Torre, a minor. Indictment No. 99-JA-412 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278311 FRANCINE N. GREEN-KELNER, Attorney, submitting an Order of Court for payment of \$1,672.96 attorney fees for the defense of an indigent defendant, Michael Boyd, Father, re: D. Neealy, a minor. Indictment No. 04-JA-1084 (Juvenile Case).
- 278312 FRANCINE N. GREEN-KELNER, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$6,547.50 attorney fees for the defense of an indigent defendant, L. Taylor, a minor. Indictment No. 96-JA-01365 (Juvenile Case).
- 278314 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$700.00 attorney fees for the defense of an indigent defendant, Maurice Taplet, Father, re: M. Taplet, a minor. Indictment No. 01-JA-01566 (Juvenile Case).
- 278316 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$562.50 attorney fees for the defense of an indigent defendant, Daniel Espronceda, Father, re: D. Espronceda, a minor. Indictment No. 00-JA-00521 (Juvenile Case).
- 278318 JEFFERY D. BURT, Attorney, submitting an Order of Court for payment of \$1,185.00 attorney fees for the defense of an indigent defendant, Mandy Hartig, Mother, re: the Padilla and Stephens children, minors. Indictment Nos. 04-JA-777, 04-JA-778, 04-JA-779 and 04-JA-780 (Juvenile Cases).
- 278319 PAUL D. KATZ, Attorney, submitting an Order of Court for payment of \$362.50 attorney fees for the defense of an indigent defendant, Edward Jones, Sr., Father, re: E. Jones, a minor. Indictment No. 95-JA-06720 (Juvenile Case).
- 278320 PAUL D. KATZ, Attorney, submitting an Order of Court for payment of \$167.50 attorney fees for the defense of an indigent defendant, Ronald Gordon, Father, re: R. Mitchell, a minor. Indictment No. 01-JA-00706 (Juvenile Case).
- 278321 MARV RAIDBARD, Attorney, submitting an Order of Court for payment of \$605.00 attorney fees for the defense of an indigent defendant, Shelly MacKey, Mother, re: the Williams children, minors. Indictment Nos. 05-JA-1157 and 05-JA-1158 (Juvenile Cases).
- 278322 MARV RAIDBARD, Attorney, submitting an Order of Court for payment of \$405.00 attorney fees for the defense of an indigent defendant, Varnell Dixon, Father, re: the Hunt child, a minor. Indictment Nos. 05-JA-697 (Juvenile Case).
- 278323 CHRISTIAN S. COLLIN, Attorney, submitting an Order of Court for payment of \$465.00 attorney fees for the defense of an indigent defendant, John Garcia, Father, re: the Garcia and Neighbor children, minors. Indictment Nos. 04-JA-1030, 04-JA-1031, 04-JA-1032 and 04-JA-1033 (Juvenile Cases).
- 278324 CHRISTIAN S. COLLIN, Attorney, submitting an Order of Court for payment of \$585.00 attorney fees for the defense of an indigent defendant, Solomon Donaldson, Father, re: I. Gordon, a minor. Indictment No. 05-JA-657 (Juvenile Case).
- 278325 CHRISTIAN S. COLLIN, Attorney, submitting an Order of Court for payment of \$935.00 attorney fees for the defense of an indigent defendant, Terrence Slaughter, Father, re: T. Slaughter, a minor. Indictment No. 94-JA-2434 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278326 ZIAD ALNAQIB, Attorney, submitting an Order of Court for payment of \$1,777.50 attorney fees for the defense of an indigent defendant, Denise Acevedo, Mother, re: J. Acevedo, a minor. Indictment No. 01-JA-1712 (Juvenile Case).
- 278327 ZIAD ALNAQIB, Attorney, submitting an Order of Court for payment of \$300.00 attorney fees for the defense of an indigent defendant, Cheyenne Bethea, Father, re: the Bethea and Carter children, minors. Indictment Nos. 02-JA-1030 and 03-JA-286 (Juvenile Cases).
- 278328 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,145.00 attorney fees for the defense of an indigent defendant, Linda Jader, Grandmother and Guardian, re: J. Jader, a minor. Indictment No. 99-JA-00108 (Juvenile Case).
- 278329 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,525.00 attorney fees for the defense of an indigent defendant, Angela J. Griffin, Mother, re: J. Wilson, a minor. Indictment No. 02-JA-01496 (Juvenile Case).
- 278330 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$522.50 attorney fees for the defense of an indigent defendant, Arnulfo Gonzalez, Father, re: E. Bryles, a minor. Indictment No. 97-JA-03431 (Juvenile Case).
- 278331 FRANCINE N. GREEN-KELNER, Attorney, submitting an Order of Court for payment of \$2,502.55 attorney fees for the defense of an indigent defendant, Damand Matthews, Father, re: A. Edwards, a minor. Indictment No. 02-JA-01644 (Juvenile Case).
- 278332 MARILYN L. BURNS, Attorney, submitting an Order of Court for payment of \$2,035.00 attorney fees for the defense of an indigent defendant, Andrew Garland, Father, re: D. Smith, a minor. Indictment No. 00-JA-1123 (Juvenile Case).
- 278333 MARILYN L. BURNS, Attorney, submitting an Order of Court for payment of \$1,295.00 attorney fees for the defense of an indigent defendant, Kenneth Hayes, Father, re: K. Salters, a minor. Indictment No. 97-JA-1784 (Juvenile Case).
- 278334 MARILYN L. BURNS, Attorney, submitting an Order of Court for payment of \$775.00 attorney fees for the defense of an indigent defendant, Euneka Jackson, Mother, re: T. Jackson, a minor. Indictment No. 00-JA-2093 (Juvenile Case).
- 278335 MARILYN L. BURNS, Attorney, submitting an Order of Court for payment of \$860.00 attorney fees for the defense of an indigent defendant, Nancy Lopez, Mother, re: J. Lopez, a minor. Indictment No. 92-J-6280 (Juvenile Case).
- 278336 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$987.50 attorney fees for the defense of an indigent defendant, Alice Mosby, Mother, re: the Mosby children, minors. Indictment Nos. 04-JA-00948, 04-JA-00949 and 04-JA-00950 (Juvenile Cases).
- 278337 LAWRENCE H. NECHELES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$2,177.50 attorney fees for the defense of an indigent defendant, E. Kennedy, a minor. Indictment No. 03-JA-00789 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278338 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,637.50 attorney fees for the defense of an indigent defendant, D. Willis, a minor. Indictment No. 02-JA-01607 (Juvenile Case).
- 278339 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$648.00 attorney fees for the defense of an indigent defendant, Marty Urquhart, Father, re: M. Urquhart, a minor. Indictment No. 03-JA-1437 (Juvenile Case).
- 278340 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$257.00 attorney fees for the defense of an indigent defendant, Scott Linkous, Father, re: A. Falk, a minor. Indictment No. 03-JA-698 (Juvenile Case).
- 278341 LAROMA WHITE, Attorney, submitting an Order of Court for payment of \$311.00 attorney fees for the defense of an indigent defendant, Amir Sayed, Father, re: J. De La Cruz, a minor. Indictment No. 05-JA-00142 (Juvenile Case).
- 278342 BRIAN J. O'HARA, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,230.50 attorney fees for the defense of indigent defendants, B. Johnson and S. Stolzman, minors. Indictment Nos. 03-JA-00863, 03-JA-00864 and 05-JA-00620 (Juvenile Cases).
- 278343 RONALD G. MAIMONIS, Attorney, submitting an Order of Court for payment of \$1,990.00 attorney fees for the defense of an indigent defendant, Charles Hines, Father, re: C. Gibson, a minor. Indictment No. 99-JA-2322 (Juvenile Case).
- 278344 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$890.00 attorney fees for the defense of an indigent defendant, Melissa Campbell, Mother, re: the Campbell, Holt and Razor children, minors. Indictment Nos. 02-JA-387, 02-JA-388, 02-JA-389, 02-JA-390, 02-JA-391, 02-JA-392, 02-JA-393, 02-JA-394 and 02-JA-395 (Juvenile Cases).
- 278345 MAUREEN T. MURPHY, Attorney, submitting an Order of Court for payment of \$1,202.50 attorney fees for the defense of an indigent defendant, Kenneth Green, Father, re: K. Green, a minor. Indictment No. 03-JA-1423 (Juvenile Case).
- 278346 DENNIS M. COOLEY, Attorney, submitting an Order of Court for payment of \$1,542.50 attorney fees for the defense of an indigent defendant, Alphonso White, Father, re: the Burke and White children, minors. Indictment Nos. 92-J-007062, 92-J-007063 and 92-J-007065 (Juvenile Cases).
- 278347 MAUREEN T. MURPHY, Attorney, submitting an Order of Court for payment of \$1,012.50 attorney fees for the defense of an indigent defendant, John Greene, Father, re: the Greene children, minors. Indictment Nos. 04-JA-1547, 04-JA-1548 and 04-JA-1549 (Juvenile Cases).
- 278348 ADAM M. STERN, Attorney, submitting an Order of Court for payment of \$1,691.50 attorney fees for the defense of an indigent defendant, Nikita Haywood, Mother, re: the Bell, Franks and Haywood children, minors. Indictment Nos. 91-JA-16315, 91-JA-16316, 91-JA-16317, 93-JA-05177, 03-JA-1389, 05-JA-00703 and 05-JA-00704 (Juvenile Cases).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278349 ADAM M. STERN, Attorney, submitting an Order of Court for payment of \$386.50 attorney fees for the defense of an indigent defendant, Eddie Lee Wright, Adoptive Mother, re: D. Wright, a minor. Indictment No. 04-JA-168 (Juvenile Case).
- 278353 ADAM M. STERN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$984.00 attorney fees for the defense of indigent defendants, K. Robinson and K. Williams, minors. Indictment Nos. 02-JA-1326 and 04-JA-809 (Juvenile Cases).
- 278354 ADAM M. STERN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$924.00 attorney fees for the defense of an indigent defendant, C. Payton, a minor. Indictment No. 04-JA-1091 (Juvenile Case).
- 278355 ADAM M. STERN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$3,727.50 attorney fees for the defense of indigent defendants, the Allen, Classberry, Homan, Moton and Sanders children, minors. Indictment Nos. 02-JA-1904, 02-JA-1905, 02-JA-1906, 02-JA-1907, 02-JA-1908 and 04-JA-0597 (Juvenile Cases).
- 278356 RICHARD S. GUTOFF, Attorney, submitting an Order of Court for payment of \$150.00 attorney fees for the defense of an indigent defendant, D. King, a minor. Indictment No. 04-JA-0921 (Juvenile Case).
- 278357 RAYMOND A. MORRISSEY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,005.00 attorney fees for the defense of an indigent defendant, T. Young, a minor. Indictment No. 91-JA-8798 (Juvenile Case).
- 278358 GILBERT C. SCHUMM, Attorney, submitting an Order of Court for payment of \$850.00 attorney fees for the defense of an indigent defendant, Moses Jones, Father, re: R. Jones, a minor. Indictment No. 03-JA-00444 (Juvenile Case).
- 278359 MELINDA MACGREGOR, Attorney, submitting an Order of Court for payment of \$757.50 attorney fees for the defense of an indigent defendant, Sheeresa Moore, Mother, re: the Kemp and Moore children, minors. Indictment Nos. 01-JA-0351 and 01-JA-0352 (Juvenile Cases).
- 278360 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$895.00 attorney fees for the defense of an indigent defendant, Patrice Smith, Mother, re: P. Smith and M. White, minors. Indictment Nos. 03-JA-674 and 03-JA-675 (Juvenile Cases).
- 278361 LAWRENCE H. NECHELES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$540.00 attorney fees for the defense of an indigent defendant, S. Shelton, a minor. Indictment No. 05-JA-00585 (Juvenile Case).
- 278362 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$962.50 attorney fees for the defense of an indigent defendant, Benny Lark, Father, re: T. Manny, a minor. Indictment No. 03-JA-001450 (Juvenile Case).
- 278363 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,765.00 attorney fees for the defense of an indigent defendant, Tammy Huisel, Mother, re: the Brozell children, minors. Indictment Nos. 02-JA-01049 and 04-JA-00787 (Juvenile Cases).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278364 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$822.50 attorney fees for the defense of an indigent defendant, James Brown, Father, re: S. Taylor, a minor. Indictment No. 03-JA-1159 (Juvenile Case).
- 278365 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,822.50 attorney fees for the defense of an indigent defendant, L.J. Hoskins, Father, re: L. Hoskins and M. Jones, minors. Indictment Nos. 02-JA-01546 and 02-JA-01547 (Juvenile Cases).
- 278366 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,027.50 attorney fees for the defense of an indigent defendant, Marlena Williams, Mother, re: the Williams children, minors. Indictment Nos. 05-JA-639, 05-JA-640 and 05-JA-641 (Juvenile Cases).
- 278367 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$330.00 attorney fees for the defense of an indigent defendant, Ronald Collins, Father, re: S. Collins, a minor. Indictment No. 05-JA-000958 (Juvenile Case).
- 278368 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,005.00 attorney fees for the defense of an indigent defendant, Christina Mitchell, Mother, re: J. Purdue, a minor. Indictment No. 03-JA-00884 (Juvenile Case).
- 278369 LAWRENCE H. NECHELES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,942.50 attorney fees for the defense of indigent defendants, C. Hunter and C. Wall, minors. Indictment Nos. 02-JA-01810 and 04-JA-00560 (Juvenile Cases).
- 278370 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$240.00 attorney fees for the defense of an indigent defendant, Laquisha Taylor, Mother, re: the Taylor children, minors. Indictment Nos. 04-JA-080 and 04-JA-081 (Juvenile Cases).
- 278371 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$487.50 attorney fees for the defense of an indigent defendant, Bernadine Wilson, Mother, re: B. Wilson, a minor. Indictment No. 04-JA-00953 (Juvenile Case).
- 278372 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$569.00 attorney fees for the defense of an indigent defendant, Maya Haggard, Mother, re: the Gonzalez and Haggard children, minors. Indictment Nos. 04-JA-492, 04-JA-493 and 04-JA-494 (Juvenile Cases).
- 278373 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$1,108.00 attorney fees for the defense of an indigent defendant, Robert Hughes, Father, re: the Bivens and Hughes children, minors. Indictment Nos. 99-JA-1364, 99-JA-1365, 99-JA-1366 and 99-JA-1367 (Juvenile Cases).
- 278374 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$540.00 attorney fees for the defense of an indigent defendant, Veronique Mukes, Mother, re: the Chambliss, Johnson and Modacure children, minors. Indictment Nos. 03-JA-53, 03-JA-54 and 04-JA-190 (Juvenile Cases).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278375 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$656.00 attorney fees for the defense of an indigent defendant, Patricia Watson, Mother, re: the Watson children, minors. Indictment Nos. 99-JA-2379, 00-JA-716, 00-JA-717 and 00-JA-718 (Juvenile Cases).
- 278376 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$233.00 attorney fees for the defense of an indigent defendant, John Martin, Father, re: C. Martin-Wilson, a minor. Indictment No. 05-JA-299 (Juvenile Case).
- 278377 MAUREEN T. MURPHY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$722.50 attorney fees for the defense of an indigent defendant, D. Russell, a minor. Indictment No. 04-JA-760 (Juvenile Case).
- 278378 MAUREEN T. MURPHY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$652.50 attorney fees for the defense of indigent defendants, L. Nichols and A. Olmetti, minors. Indictment Nos. 03-JA-1272 and 03-JA-1273 (Juvenile Cases).
- 278416 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$1,295.00 attorney fees for the defense of an indigent defendant, Victor Tanksley, Father, re: the Tanksley and Wall children, minors. Indictment Nos. 03-JA-1177, 03-JA-1178, 03-JA-1179, 03-JA-1180, 03-JA-1181 and 03-JA-1182 (Juvenile Cases).
- 278424 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$2,000.00 attorney fees for the defense of an indigent defendant, Kerry Jefferson, Father, re: the Jefferson children, minors. Indictment Nos. 01-JA-00345, 01-JA-00346, 01-JA-00347, 01-JA-00348 and 01-JA-00349 (Juvenile Cases).
- 278426 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$532.54 attorney fees for the defense of an indigent defendant, Larry Steward, Sr., Father, re: L. Steward, a minor. Indictment No. 03-JA-0130 (Juvenile Case).
- 278427 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$120.00 attorney fees for the defense of an indigent defendant, Antoine Moore, Father, re: M. Funches, a minor. Indictment No. 01-JA-1231 (Juvenile Case).
- 278443 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$1,230.00 attorney fees for the defense of an indigent defendant, Krzysztof Rak, Father, re: A. Rak, a minor. Indictment No. 03-JA-00571 (Juvenile Case).
- 278445 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$447.50 attorney fees for the defense of an indigent defendant, Ebony Braithwaite, Mother, re: M. Braithwaite and K. Coleman, minors. Indictment Nos. 02-JA-1292 and 05-JA-0422 (Juvenile Cases).
- 278448 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$642.50 attorney fees for the defense of an indigent defendant, Sylvestre Perez, Father, re: the Perez children, minors. Indictment Nos. 04-JA-01457 and 04-JA-01458 (Juvenile Cases).
- 278452 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$392.78 attorney fees for the defense of an indigent defendant, Thomas Carter, Father, re: J. Gordon, a minor. Indictment No. 05-JA-000659 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278453 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,035.00 attorney fees for the defense of an indigent defendant, Deatre Culp, Mother, re: N. Culp, a minor. Indictment No. 04-JA-00173 (Juvenile Case).
- 278454 LAWRENCE H. NECHELES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$860.00 attorney fees for the defense of an indigent defendant, Victoria Scott, Mother, re: R. Scott, a minor. Indictment No. 94-JA-04535 (Juvenile Case).
- 278470 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$955.00 attorney fees for the defense of indigent defendants, Guy Odom and Ross Turner, Fathers, re: J. Ross and D. Turner, minors. Indictment Nos. 04-JA-1156 and 04-JA-1157 (Juvenile Cases).
- 278472 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$742.50 attorney fees for the defense of an indigent defendant, William Fleming, Father, re: M. Balazano, a minor. Indictment No. 05-JA-00121 (Juvenile Case).
- 278473 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$675.04 attorney fees for the defense of an indigent defendant, Scott Walls, Sr., Father, re: S. Walls, a minor. Indictment No. 04-JA-1201 (Juvenile Case).
- 278474 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,775.00 attorney fees for the defense of an indigent defendant, Howard Davis, II, Father, re: H. Davis, a minor. Indictment No. 01-JA-02314 (Juvenile Case).
- 278476 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$430.00 attorney fees for the defense of an indigent defendant, Moneia Minniefield, Mother, re: L. Reed, a minor. Indictment No. 05-JA-00977 (Juvenile Case).
- 278477 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$410.00 attorney fees for the defense of an indigent defendant, Ricky Gosa, Father, re: J. Powell, a minor. Indictment No. 05-JA-00537 (Juvenile Case).
- 278478 LAWRENCE H. NECHELES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$2,062.50 attorney fees for the defense of an indigent defendant, A. Furman, a minor. Indictment No. 03-JA-00894 (Juvenile Case).
- 278479 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,535.00 attorney fees for the defense of an indigent defendant, Davis Arna, Father, re: K. Arna, a minor. Indictment No. 03-JA-01670 (Juvenile Case).
- 278480 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,460.00 attorney fees for the defense of an indigent defendant, Maurice Howard, Father, re: M. Howard, a minor. Indictment No. 02-JA-01686 (Juvenile Case).
- 278481 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$936.00 attorney fees for the defense of an indigent defendant, John Williams, Father, re: J. Wilson, a minor. Indictment No. 03-JA-01412 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278482 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$580.00 attorney fees for the defense of an indigent defendant, Rodney Marshall, Father, re: the Washington children, minors. Indictment Nos. 03-JA-0700 and 04-JA-1456 (Juvenile Cases).
- 278483 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$180.00 attorney fees for the defense of an indigent defendant, Erasmo Mondragon, Father, re: Y. Mondragon, a minor. Indictment No. 00-JAO-1444 (Juvenile Case).
- 278484 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$570.00 attorney fees for the defense of an indigent defendant, Gloria Mitchell, Mother, re: P. Mitchell, a minor. Indictment No. 03-JA-00833 (Juvenile Case).
- 278485 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$1,252.50 attorney fees for the defense of an indigent defendant, Michael Smith, Father, re: E. Sims, a minor. Indictment No. 04-JA-01301 (Juvenile Case).
- 278486 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$910.00 attorney fees for the defense of an indigent defendant, Pastor Hernandez, Father, re: E. Hernandez and D. Lopez, minors. Indictment Nos. 04-JA-122 and 04-JA-591 (Juvenile Cases).
- 278487 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$590.00 attorney fees for the defense of an indigent defendant, Dennis Benson, Father, re: S. Shelton, a minor. Indictment No. 05-JA-00585 (Juvenile Case).
- 278488 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$1,805.00 attorney fees for the defense of an indigent defendant, Djuna Longstreet, Mother, re: K. Longstreet, a minor. Indictment No. 04-JA-00833 (Juvenile Case).
- 278489 SAMUEL N. WARSAWSKY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$3,535.00 attorney fees for the defense of indigent defendants, T. Hudson and D. Watson, minors. Indictment Nos. 01-JA-1551 and 04-JA-1127 (Juvenile Cases).
- 278490 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$975.00 attorney fees for the defense of an indigent defendant, Tony Cox, Father, re: the Cox and Littrice children, minors. Indictment Nos. 04-JA-01105, 04-JA-01106, 04-JA-01107, 04-JA-01108, 04-JA-01109 and 05-JA-00055 (Juvenile Cases).
- 278491 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$420.00 attorney fees for the defense of an indigent defendant, Andre Bohannon, Father, re: Z. Bohannon, a minor. Indictment No. 05-JA-00489 (Juvenile Case).
- 278492 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$1,280.00 attorney fees for the defense of an indigent defendant, Glenn J. Bernard, Father, re: the Bernard children, minors. Indictment Nos. 03-JA-1442, 05-JA-978 and 05-JA-979 (Juvenile Cases).
- 278493 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$4,927.50 attorney fees for the defense of an indigent defendant, Denise Starsinich, Mother,

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

re: the Dabney, Griffin and Peters children, minors. Indictment Nos. 00-JA-01705, 00-JA-01706, 00-JA-01708, 00-JA-01717 and 01-JA-02183 (Juvenile Cases).

- 278494 LAWRENCE H. NECHELES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$950.00 attorney fees for the defense of indigent defendants, the Floyd children, minors. Indictment Nos. 05-JA-00423 and 05-JA-00424 (Juvenile Cases).
- 278495 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$470.00 attorney fees for the defense of an indigent defendant, James Hawkins, Father, re: the Hawkins children, minors. Indictment Nos. 00-JA-1798, 00-JA-1799, 00-JA-1800, 00-JA-1801 and 00-JA-01038 (Juvenile Cases).
- 278496 STEVEN SILETS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,325.00 attorney fees for the defense of indigent defendants, the Jackson children, minors. Indictment Nos. 03-JA-1665 and 03-JA-1666 (Juvenile Cases).
- 278497 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$1,157.50 attorney fees for the defense of an indigent defendant, Tonya Thompson, Mother, re: the Strayhorne children, minors. Indictment Nos. 05-JA-00580, 05-JA-00581, 05-JA-00582, 05-JA-00583 and 05-JA-00584 (Juvenile Cases).
- 278498 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$1,312.50 attorney fees for the defense of an indigent defendant, Tony Hayes, Father, re: J. Hayes, a minor. Indictment No. 03-JA-01206 (Juvenile Case).
- 278499 STEVEN SILETS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$895.00 attorney fees for the defense of an indigent defendant, S. Escalante, a minor. Indictment No. 03-JA-00084 (Juvenile Case).
- 278500 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$3,117.50 attorney fees for the defense of an indigent defendant, Felicia Lipscomb, Mother, re: the Leverson and Lipscomb children, minors. Indictment Nos. 01-JA-548, 01-JA-549, 01-JA-550 and 01-JA-551 (Juvenile Cases).
- 278501 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$815.00 attorney fees for the defense of an indigent defendant, Aaron Webb, Father, re: the Winters child, a minor. Indictment No. 02-JA-537 (Juvenile Case).
- 278502 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$1,075.00 attorney fees for the defense of an indigent defendant, Stephen Shelton, Father, re: S. Shelton, a minor. Indictment No. 03-JA-01384 (Juvenile Case).
- 278503 SAMUEL N. WARSAWSKY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,055.00 attorney fees for the defense of indigent defendants, the Wilson children, minors. Indictment Nos. 05-JA-108 and 05-JA-109 (Juvenile Cases).
- 278504 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$410.00 attorney fees for the defense of an indigent defendant, Jeremy Starks, Father, re: M. Taylor, a minor. Indictment No. 05-JA-00394 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278505 STEVEN SILETS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$832.50 attorney fees for the defense of indigent defendants, D. Harris and D. Powell, minors. Indictment Nos. 05-JA-1117 and 05-JA-1118 (Juvenile Cases).
- 278506 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$790.00 attorney fees for the defense of an indigent defendant, Lawrence Williams, Father, re: the Williams children, minors. Indictment Nos. 03-JA-850 and 03-JA-851 (Juvenile Cases).
- 278507 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$652.50 attorney fees for the defense of an indigent defendant, Jerome Sidney, Father, re: the Sidney children, minors. Indictment Nos. 04-JA-635, 04-JA-636 and 04-JA-637 (Juvenile Cases).
- 278514 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$738.85 attorney fees for the defense of an indigent defendant, Lee Dixon, Father, re: L. Dixon, a minor. Indictment No. 04-JA-01426 (Juvenile Case).
- 278515 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$2,055.50 attorney fees for the defense of an indigent defendant, L. Brown, a minor. Indictment No. 01-JA-01589 (Juvenile Case).
- 278516 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$587.00 attorney fees for the defense of an indigent defendant, Scott Jackson, Father, re: A. Jackson, a minor. Indictment No. 05-JA-00805 (Juvenile Case).
- 278517 PETER J. WOODS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$844.70 attorney fees for the defense of an indigent defendant, A. Braddock, a minor. Indictment No. 05-JA-00834 (Juvenile Case).
- 278518 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$751.70 attorney fees for the defense of an indigent defendant, David Caffey, Father, re: the Caffey children, minors. Indictment Nos. 05-JA-00468 and 05-JA-00469 (Juvenile Cases).
- 278519 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$298.74 attorney fees for the defense of an indigent defendant, Michael Hawkins, Father, re: J. Hawkins, a minor. Indictment No. 03-JA-01211 (Juvenile Case).
- 278520 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$916.50 attorney fees for the defense of an indigent defendant, Beverly Hall, Mother, re: B. Hall, a minor. Indictment Nos. 99-JA-02330 and 99-JA-02333 (Juvenile Cases).
- 278521 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$1,137.50 attorney fees for the defense of an indigent defendant, Laquette Reed, Father, re: M. Santana, a minor. Indictment No. 03-JA-00999 (Juvenile Case).
- 278522 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$1,960.00 attorney fees for the defense of an indigent defendant, David Hill, Father, re: Y. Hill, a minor. Indictment No. 03-JA-01169 (Juvenile Case).
- 278523 PETER J. WOODS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$611.00 attorney fees for the defense of indigent defendants, the Goddell children, minors. Indictment Nos. 02-JA-1932 and 02-JA-1933 (Juvenile Cases).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278524 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$510.00 attorney fees for the defense of an indigent defendant, Finnis Walker, Father, re: S. Walker, a minor. Indictment No. 05-JA-1143 (Juvenile Case).
- 278525 STEVEN SILETS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$2,032.50 attorney fees for the defense of indigent defendants, the King and Newton children, minors. Indictment Nos. 05-JA-0006, 05-JA-0007 and 05-JA-0008 (Juvenile Cases).
- 278526 PETER J. WOODS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$559.00 attorney fees for the defense of an indigent defendant, J. Griffin, a minor. Indictment No. 05-JA-1312 (Juvenile Case).
- 278527 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$1,270.00 attorney fees for the defense of an indigent defendant, Sonia Avery, Mother, re: R. Brown, a minor. Indictment No. 02-JA-1493 (Juvenile Case).
- 278528 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$1,192.50 attorney fees for the defense of an indigent defendant, Virgil Agee, Father, re: V. Newman, a minor. Indictment No. 04-JA-1562 (Juvenile Case).
- 278529 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$1,808.92 attorney fees for the defense of an indigent defendant, Pierre Riley, Father, re: the Freeman and Riley children, minors. Indictment Nos. 03-JA-01319 and 03-JA-01320 (Juvenile Cases).
- 278530 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$1,142.00 attorney fees for the defense of an indigent defendant, Samuel Hammel, Sr., Father, re: S. Hammel, a minor. Indictment No. 04-JA-01074 (Juvenile Case).
- 278531 STEVEN SILETS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$550.00 attorney fees for the defense of indigent defendants, the Dantzler and Tankson children, minors. Indictment Nos. 94-JA-6964, 94-JA-6965 and 94-JA-6966 (Juvenile Cases).
- 278532 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$690.00 attorney fees for the defense of an indigent defendant, Frank Drew, Custodian, re: J. Smith, a minor. Indictment No. 04-JA-692 (Juvenile Case).
- 278534 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$995.00 attorney fees for the defense of indigent defendants, Charles Clemmons and Richard Harris, Fathers, re: A. Johnson and T. McDonald, minors. Indictment Nos. 02-JA-1149 and 03-JA-1552 (Juvenile Cases).
- 278535 JAMES R. STOPKA, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,223.00 attorney fees for the defense of an indigent defendant, P. Furlow, a minor. Indictment No. 94-JA-1690 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278536 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$210.00 attorney fees for the defense of an indigent defendant, Deandrew Seals, Sr., Father, re: D. Seals, a minor. Indictment No. 05-JA-00915 (Juvenile Case).
- 278537 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$1,433.00 attorney fees for the defense of an indigent defendant, Peter Austin, Father, re: A. Atlas, a minor. Indictment No. 02-JA-00643 (Juvenile Case).
- 278538 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$385.00 attorney fees for the defense of an indigent defendant, Rosa Hernandez, Mother, re: F. Rodriguez, a minor. Indictment No. 99-JA-01396 (Juvenile Case).
- 278539 BRUCE H. BORNSTEIN, Attorney, submitting an Order of Court for payment of \$2,760.00 attorney fees for the defense of an indigent defendant, Wayne Shepherd, Father, re: the Clemons and Shepherd children, minors. Indictment Nos. 03-JA-1075, 03-JA-1076 and 03-JA-1077 (Juvenile Cases).
- 278540 BRUCE H. BORNSTEIN, Attorney, submitting an Order of Court for payment of \$1,980.00 attorney fees for the defense of an indigent defendant, Kenneth Baker, Father, re: the Baker children, minors. Indictment Nos. 04-JA-1129, 04-JA-1130 and 05-JA-260 (Juvenile Cases).
- 278541 BRUCE H. BORNSTEIN, Attorney, submitting an Order of Court for payment of \$2,175.00 attorney fees for the defense of an indigent defendant, Luciano Reyes, Father, re: D. Reyes, a minor. Indictment No. 05-JA-311 (Juvenile Case).
- 278543 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$1,147.85 attorney fees for the defense of an indigent defendant, Clarence Bolds, Father, re: the Bolds and Whitehead children, minors. Indictment Nos. 00-JA-02128 and 01-JA-01835 (Juvenile Cases).
- 278545 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$527.00 attorney fees for the defense of an indigent defendant, Alex Jones, Father, re: A. Jones, a minor. Indictment No. 01-JA-01680 (Juvenile Case).
- 278546 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$1,146.00 attorney fees for the defense of an indigent defendant, Rosie Nettles-Bye, Mother, re: S. Martin, a minor. Indictment No. 04-JA-1057 (Juvenile Case).
- 278548 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$1,045.00 attorney fees for the defense of an indigent defendant, Roy Maxey, Father, re: S. Johnson, a minor. Indictment No. 02-JA-00485 (Juvenile Case).
- 278549 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$1,776.00 attorney fees for the defense of an indigent defendant, Woodrow Hughes, Father, re: the Jones children, minors. Indictment Nos. 01-JA-00094, 01-JA-00097 and 01-JA-00098 (Juvenile Cases).
- 278550 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$813.00 attorney fees for the defense of an indigent defendant, Melanie Adams, Mother, re: D. Adams, a minor. Indictment No. 02-JA-00561 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278551 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$947.00 attorney fees for the defense of an indigent defendant, Victor Blade, Father, re: V. Blade, a minor. Indictment No. 02-JA-00992 (Juvenile Case).
- 278552 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$530.00 attorney fees for the defense of an indigent defendant, John Walker, Father, re: A. Walker, a minor. Indictment No. 94-JA-07460 (Juvenile Case).
- 278553 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$588.00 attorney fees for the defense of an indigent defendant, Joseph Rodriguez, Sr., Father, re: J. Rodriguez, a minor. Indictment No. 04-JA-00367 (Juvenile Case).
- 278555 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$2,740.00 attorney fees for the defense of an indigent defendant, Ladell Buckles, Custodian, re: the Bolejack children, minors. Indictment Nos. 03-JAO-1263, 03-JAO-1264, 03-JAO-1265 and 03-JAO-1266 (Juvenile Cases).
- 278556 RICHARD S. GUTOFF, Attorney, submitting an Order of Court for payment of \$250.50 attorney fees for the defense of an indigent defendant, Larry Jones, Father, re: L. Jones, a minor. Indictment No. 04-JA-625 (Juvenile Case).
- 278557 PAUL D. KATZ, Attorney, submitting an Order of Court for payment of \$140.00 attorney fees for the defense of an indigent defendant, Antoine Bell, Father, re: I. Bell, a minor. Indictment No. 02-JA-01466 (Juvenile Case).
- 278558 GILBERT C. SCHUMM, Attorney, submitting an Order of Court for payment of \$292.50 attorney fees for the defense of an indigent defendant, Frank Dickerson, Father, re: R. Willett, a minor. Indictment No. 06-JA-69 (Juvenile Case).
- 278559 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$310.00 attorney fees for the defense of an indigent defendant, Veena Wiggins, Mother, re: J. Wiggins, a minor. Indictment No. 05-JA-00455 (Juvenile Case).
- 278560 PAUL D. KATZ, Attorney, submitting an Order of Court for payment of \$692.50 attorney fees for the defense of an indigent defendant, Charlette Cowans, Mother, re: the Cowans and Johnson children, minors. Indictment Nos. 98-JA-02653, 98-JA-02654, 98-JA-02655 and 98-JA-02657 (Juvenile Cases).
- 278562 ELLEN SIDNEY WEISZ, Attorney, submitting an Order of Court for payment of \$262.53 attorney fees for the defense of an indigent defendant, Angela Henkemeyer, Mother, re: the Jackson, Lane and Sims children, minors. Indictment Nos. 03-JA-00012, 03-JA-00013, 03-JA-00014, 03-JA-00015 and 03-JA-00016 (Juvenile Cases).
- 278563 RICHARD S. GUTOFF, Attorney, submitting an Order of Court for payment of \$260.28 attorney fees for the defense of an indigent defendant, Sonya Freeman, Mother, re: the Leonard children, minors. Indictment Nos. 04-JA-1146, 04-JA-1147 and 04-JA-1148 (Juvenile Cases).
- 278565 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$522.50 attorney fees for the defense of an indigent defendant, Timothy Wilder, Father, re: A. Gullens, a minor. Indictment No. 98-JA-00448 (Juvenile Case).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278567 STEVEN SILETS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$2,372.50 attorney fees for the defense of indigent defendants, the Grimmage, Harris and Nash children, minors. Indictment Nos. 02-JA-797, 02-JA-798, 02-JA-799, 02-JA-800, 02-JA-801 and 02-JA-802 (Juvenile Cases).
- 278569 BRUCE H. BORNSTEIN, Attorney, submitting an Order of Court for payment of \$4,370.00 attorney fees for the defense of indigent defendants, the Altergott children, minors. Indictment Nos. 03-JA-926 and 03-JA-927 (Juvenile Cases).
- 278570 BRUCE H. BORNSTEIN, Attorney, submitting an Order of Court for payment of \$6,125.00 attorney fees for the defense of an indigent defendant, Elizabeth Young, Mother, re: the Mayberry-Young children, minors. Indictment Nos. 02-JA-1824 and 02-JA-1825 (Juvenile Cases).
- 278572 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$467.00 attorney fees for the defense of an indigent defendant, Julio Chavarria, Father, re: A. Chavarria, a minor. Indictment No. 05-JA-234 (Juvenile Case).
- 278573 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$551.00 attorney fees for the defense of an indigent defendant, Jeff Strickland, Father, re: C. Strickland, a minor. Indictment No. 03-JA-979 (Juvenile Case).
- 278574 FRANCINE N. GREEN-KELNER, Attorney, submitting an Order of Court for payment of \$1,791.87 attorney fees for the defense of an indigent defendant, Regina Finley, Mother, re: R. James, a minor. Indictment No. 05-JA-00527 (Juvenile Case).
- 278575 FRANCINE N. GREEN-KELNER, Attorney, submitting an Order of Court for payment of \$1,322.50 attorney fees for the defense of an indigent defendant, Geneva Woods, Legal Guardian, re: the Johnson children, minors. Indictment Nos. 92-JA-014001, 92-JA-014002 and 92-JA-014003 (Juvenile Cases).
- 278576 FRANCINE N. GREEN-KELNER, Attorney, submitting an Order of Court for payment of \$650.94 attorney fees for the defense of an indigent defendant, Joseph Tilson, Father, re: S. Mulrenin, a minor. Indictment No. 05-JA-01167 (Juvenile Case).
- 278577 FRANCINE N. GREEN-KELNER, Attorney, submitting an Order of Court for payment of \$2,159.07 attorney fees for the defense of an indigent defendant, Charles Henderson, Father, re: I. Blake, a minor. Indictment No. 03-JA-0090 (Juvenile Case).
- 278578 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$1,000.00 attorney fees for the defense of an indigent defendant, John Purdiman, Father, re: I. LeFlore, a minor. Indictment No. 03-JA-01372 (Juvenile Case).
- 278579 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$1,557.50 attorney fees for the defense of an indigent defendant, Clarece Polk, Mother, re: the Appleton and Polk children, minors. Indictment Nos. 96-JA-03967, 96-JA-03968, 04-JA-01376 and 04-JA-01377 (Juvenile Cases).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278580 CHRISTIAN S. COLLIN, Attorney, submitting an Order of Court for payment of \$1,411.00 attorney fees for the defense of an indigent defendant, Damarey Cartegena, Mother, re: A. Rosario, a minor. Indictment No. 05-JA-531 (Juvenile Case).
- 278581 THOMAS E. ROCHE, Attorney, Keeley, Kuenn & Reid, submitting an Order of Court for payment of \$899.00 attorney fees for the defense of an indigent defendant, John Reed, Father, re: S. Jackson, a minor. Indictment No. 95-JA-07230 (Juvenile Case).
- 278582 STUART JOSHUA HOLT, Attorney, submitting an Order of Court for payment of \$577.50 attorney fees for the defense of an indigent defendant, Hollis Nelson, Father, re: H. Heyward, a minor. Indictment No. 99-JA-00816 (Juvenile Case).
- 278583 DONNA JEAN RAMEY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$607.50 attorney fees for the defense of an indigent defendant, L. Robinson, a minor. Indictment No. 91-J-8402 (Juvenile Case).
- 278585 RICHARD S. GUTOF, Attorney, submitting an Order of Court for payment of \$489.50 attorney fees for the defense of an indigent defendant, Daryll Lynn Bankston, Father, re: S. Fleming, a minor. Indictment No. 05-JA-512 (Juvenile Case).
- 278586 RICHARD S. GUTOF, Attorney, submitting an Order of Court for payment of \$443.71 attorney fees for the defense of an indigent defendant, Lionel Harris, Father, re: S. Harris, a minor. Indictment No. 03-JA-01215 (Juvenile Case).
- 278592 ILDIKO J. BODONI, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$270.00 attorney fees for the defense of an indigent defendant, A. Dean, a minor. Indictment No. 02-JA-1319 (Juvenile Case).
- 278593 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$710.00 attorney fees for the defense of an indigent defendant, Frederick Barker, Father, re: A. Amos, a minor. Indictment No. 05-JA-0567 (Juvenile Case).
- 278594 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$541.00 attorney fees for the defense of an indigent defendant, Charles Warren, Father, re: C. Warren, a minor. Indictment No. 05-JA-968 (Juvenile Case).
- 278595 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$747.00 attorney fees for the defense of an indigent defendant, Robert Rangel, Father, re: R. Rangel, a minor. Indictment No. 05-JA-1113 (Juvenile Case).
- 278596 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$505.28 attorney fees for the defense of an indigent defendant, Monique Williams, Mother, re: D. McCormick, a minor. Indictment No. 97-JA-0813 (Juvenile Case).
- 278597 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$414.00 attorney fees for the defense of an indigent defendant, Kimberly Williams, Mother, re: A. Williams, a minor. Indictment No. 96-JA-6547 (Juvenile Case).
- 278608 CHARLES J. ARON, Attorney, submitting an Order of Court for payment of \$1,125.00 attorney fees for the defense of an indigent defendant, Silas Brisco, Father, re: S. Brisco, a minor. Indictment No. 04-JA-1475 (Juvenile Case).

- 278609 CHARLES J. ARON, Attorney, submitting an Order of Court for payment of \$1,486.40 attorney fees for the defense of an indigent defendant, Charles Sutton, Father, re: A. Sutton, a minor. Indictment No. 04-JA-0480 (Juvenile Case).
- 278611 CHARLES J. ARON, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,085.60 attorney fees for the defense of indigent defendants, the Hill and Holiday children, minors. Indictment Nos. 98-JA-1220, 98-JA-1221, 98-JA-1222 and 98-JA-1223 (Juvenile Cases).
- 278613 CHARLES J. ARON, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$275.00 attorney fees for the defense of indigent defendants, the Mitchell children, minors. Indictment Nos. 01-JA-0707 and 01-JA-0708 (Juvenile Cases).
- 278614 MICHAEL G. CAWLEY, Attorney, submitting an Order of Court for payment of \$375.00 attorney fees for the defense of an indigent defendant, Percy Clark, Father, re: M. Polk, a minor. Indictment No. 02-JA-01247 (Juvenile Case).
- 278617 MICHAEL G. CAWLEY, Attorney, submitting an Order of Court for payment of \$80.00 attorney fees for the defense of an indigent defendant, Deshawn Spencer, Witness, re: K. Marshall, a minor. Indictment No. 05-JD-04800 (Juvenile Case).
- 278618 ROBERT L. FRIEDMAN, Attorney, submitting an Order of Court for payment of \$1,427.50 attorney fees for the defense of an indigent defendant, Bobby Brown, Father, re: the Brown children, minors. Indictment Nos. 02-JA-01799 and 02-JA-01802 (Juvenile Cases).
- 278619 RAYMOND A. MORRISSEY, Attorney, submitting an Order of Court for payment of \$290.00 attorney fees for the defense of an indigent defendant, Katherine Fisher, Mother, re: Z. Fisher, a minor. Indictment No. 06-JA-214 (Juvenile Case).
- 278624 STUART JOSHUA HOLT, Attorney, submitting an Order of Court for payment of \$362.50 attorney fees for the defense of an indigent defendant, Kelly M. Smith, Mother, re: F. Schoiber, a minor. Indictment No. 92-J-20112 (Juvenile Case).
- 278626 DONNA L. RYDER, Attorney, submitting an Order of Court for payment of \$720.42 attorney fees for the defense of an indigent defendant, Angela Holman, Mother, re: D. Holman, a minor. Indictment No. 05-JA-413 (Juvenile Case).
- 278627 TERENCE R. WHITNEY, Attorney, submitting an Order of Court for payment of \$1,775.00 attorney fees for the defense of an indigent defendant, Douglas Blackstone, Father, re: the Blackstone children, minors. Indictment Nos. 04-JA-0137 and 04-JA-0138 (Juvenile Cases).
- 278628 TERENCE R. WHITNEY, Attorney, submitting an Order of Court for payment of \$2,940.00 attorney fees for the defense of an indigent defendant, Cornell Smith, Father, re: the Smith children, minors. Indictment Nos. 04-JA-1118, 04-JA-1119, 04-JA-1120, 05-JA-51 and 05-JA-1235 (Juvenile Cases).
- 278629 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$2,235.00 attorney fees for the defense of an indigent defendant, Veronica Diaz, Mother, re: the Diaz children, minors. Indictment Nos. 00-JA-676 and 00-JA-677 (Juvenile Cases).

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278630 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$202.50 attorney fees for the defense of an indigent defendant, Anthony Green, Father, re: N. Fletcher and A. Young, minors. Indictment Nos. 03-JA-218 and 03-JA-220 (Juvenile Cases).
- 278631 CHARLES J. ARON, Attorney, submitting an Order of Court for payment of \$190.00 attorney fees for the defense of an indigent defendant, Leatrice Haynes, Mother, re: L. Haynes-Cowart, a minor. Indictment No. 02-JA-1411 (Juvenile Case).
- 278632 CHARLES J. ARON, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$210.00 attorney fees for the defense of an indigent defendant, L. Sanchez, a minor. Indictment No. 00-JA-1105 (Juvenile Case).
- 278633 MAUREEN T. MURPHY, Attorney, submitting an Order of Court for payment of \$627.50 attorney fees for the defense of an indigent defendant, Robert Winston, Father, re: the Coleman children, minors. Indictment Nos. 04-JA-00057 and 04-JA-00776 (Juvenile Cases).
- 278636 THOMAS J. ESLER, Attorney, submitting an Order of Court for payment of \$865.00 attorney fees for the defense of an indigent defendant, Jose Gonzalez, Father, re: the Davalos children, minors. Indictment Nos. 05-JA-001165 and 05-JA-001166 (Juvenile Cases).
- 278637 PAUL S. KAYMAN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$380.00 attorney fees for the defense of an indigent defendant, M. Guzman, a minor. Indictment No. 03-JA-00056 (Juvenile Case).
- 278638 PAUL S. KAYMAN, Attorney, submitting an Order of Court for payment of \$600.00 attorney fees for the defense of an indigent defendant, Nelson Washington, Father, re: the Washington children, minors. Indictment Nos. 00-JA-01909, 00-JA-01910, 00-JA-01911, 00-JA-01912, 00-JA-01914 and 00-JA-01920 (Juvenile Cases).
- 278639 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$272.50 attorney fees for the defense of an indigent defendant, Christopher Owens, Father, re: Z. Ball, a minor. Indictment No. 06-JA-00172 (Juvenile Case).
- 278640 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$207.50 attorney fees for the defense of an indigent defendant, Wayne Smith, Father, re: T. Smith, a minor. Indictment No. 00-JA-00890 (Juvenile Case).
- 278641 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$407.50 attorney fees for the defense of an indigent defendant, Fredrick Daniels, Father, re: F. Daniels, a minor. Indictment No. 03-JA-01534 (Juvenile Case).
- 278642 DEAN N. BASTOUNES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$212.50 attorney fees for the defense of an indigent defendant, J. Thompson, a minor. Indictment No. 98-JA-02486 (Juvenile Case).
- 278643 DONNA JEAN RAMEY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$617.50 attorney fees for the defense of an indigent defendant, P. Robinson, a minor. Indictment No. 91-JA-8401 (Juvenile Case).
- 278644 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$302.50 attorney fees for the defense of an indigent defendant, Sean Covington, Father, re: the

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Covington children, minors. Indictment Nos. 00-JA-01073 and 03-JA-01368 (Juvenile Cases).

- 278645 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$1,532.50 attorney fees for the defense of an indigent defendant, Maurice Cantrell, Father re: K. Jones, a minor. Indictment No. 04-JA-815 (Juvenile Case).
- 278646 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$1,497.50 attorney fees for the defense of an indigent defendant, John Settino, Father re: the Settino children, minors. Indictment Nos. 04-JA-1025, 04-JA-1026, 04-JA-1027, 04-JA-1028 and 04-JA-1029 (Juvenile Cases).
- 278647 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$3,057.50 attorney fees for the defense of an indigent defendant, Crystal Dortch, Mother, re: the Hopkins children, minors. Indictment Nos. 02-JA-1181 and 04-JA-0863 (Juvenile Cases).
- 278648 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$1,652.00 attorney fees for the defense of an indigent defendant, Arlander Dukes, Mother, re: S. Dukes, a minor. Indictment No. 04-JA-1346 (Juvenile Case).
- 278649 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$3,405.00 attorney fees for the defense of an indigent defendant, Catina Withers, Mother, re: the Fulton and Withers children, minors. Indictment Nos. 99-JA-2148 and 99-JA-2149 (Juvenile Cases).
- 278650 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$1,145.00 attorney fees for the defense of an indigent defendant, Ionta Mitchell, Mother, re: the Brown children, minors. Indictment Nos. 04-JA-1198 and 04-JA-1199 (Juvenile Cases).
- 278651 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$487.50 attorney fees for the defense of an indigent defendant, Issac Dickey, Sr., Father, re: I. Dickey, a minor. Indictment No. 99-JA-00777 (Juvenile Case).
- 278652 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$157.50 attorney fees for the defense of an indigent defendant, Stephanie Stengel, Mother, re: B. Weber, a minor. Indictment No. 04-JA-00595 (Juvenile Case).

JUVENILE CASES APPROVED FISCAL YEAR 2006 TO PRESENT:	\$3,301,267.52
JUVENILE CASES TO BE APPROVED:	\$350,452.39

SPECIAL COURT CASES

- 278456 PETERSON, JOHNSON & MURRAY, S.C., Daniel P. Duffy, Special State's Attorney, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$5,237.08 attorney fees and expenses regarding Hoskins v. Cook County Jail, et al., Case No. 04-C-5444 (Petition for Appointment of Special State's Attorney, Case No. 05-CH-12265), for the period of November 30, 2005 through March 1, 2006. To date \$21,847.07 has been paid. Please forward the check to Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, for transmittal.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278458 PATRICIA C. BOBB, Special State's Attorney, Law Offices of Patricia C. Bobb & Associates P.C., presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$5,519.81 attorney fees and expenses regarding Leroy Orange v. Jon Burge, et al., Case No. 04-C-168 (Petition for Appointment of Special State's Attorney, Case No. 04-CH-10455), for the period of January 17 through July 12, 2005. To date \$8,723.55 has been paid. Please forward the check to Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, for transmittal.
- 278460 PATRICIA C. BOBB, Special State's Attorney, Law Offices of Patricia C. Bobb & Associates P.C., presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$15,388.51 attorney fees and expenses regarding Aaron Patterson v. Jon Burge, et al., Case No. 03-C-4433 (Petition for Appointment of Special State's Attorney, Case No. 03-CH-13147), for the period of March 24 through December 10, 2005. To date \$21,792.27 has been paid. Please forward the check to Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, for transmittal.
- 278461 PETERSON, JOHNSON & MURRAY, S.C., Daniel P. Duffy, Special State's Attorney, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$20,454.13 attorney fees and expenses regarding Fairley v. Andrews, et al., USDC No. 03-C-5207 (Petition for Appointment of Special State's Attorney, Case No. 03-CH-13088), for the period of October 29, 2005 through January 31, 2006. To date \$167,413.37 has been paid. Please forward the check to Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, for transmittal.
- 278462 ALASTAR S. MCGRATH, Special State's Attorney, Law Offices of Alastar S. McGrath, P.C., presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$20,965.75 attorney fees and expenses regarding Smith v. Pheloan and Sheahan, Case No. 04-M6-5550 (Petition for Appointment of Special State's Attorney, Case No. 05-CH-2783), for the period of January 21, 2005 through February 28, 2006. To date zero dollars have been paid. Please forward the check to Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, for transmittal.

SPECIAL COURT CASES APPROVED FISCAL YEAR 2006 TO PRESENT: \$1,638,964.09
SPECIAL COURT CASES TO BE APPROVED: \$67,565.28

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER PERAICA, MOVED APPROVAL OF THE COURT ORDERS, AS AMENDED, WITH THE EXCEPTION OF COMMUNICATION NO. 278297 WHICH WAS WITHDRAWN. THE MOTION CARRIED.

SECTION 2

Your Committee has considered the following numbered and described bills and recommends that they be, and upon the adoption of this report, approved and that the County Comptroller and County Treasurer are authorized and directed to issue checks to said claimants in the amounts recommended.

- 278302 CANON BUSINESS SOLUTIONS-CENTRAL, INC., Chicago, Illinois, submitting invoice totaling \$77,000.00, part payment for Contract No. 02-84-675, for leasing of digital photocopiers on a cost per copy basis for the Bureau of Administration, for the month of March 2006 (490-440 Account). (See Comm. No. 277746). Purchase Order No. 148939, approved by County Board August 1, 2002.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278306 CANON BUSINESS SOLUTIONS-CENTRAL, INC., Chicago, Illinois, submitting invoice totaling \$47,150.07, part payment for Contract No. 05-84-419 Rebid/Revised, for leasing of digital photocopiers on a cost per copy basis for the Bureau of Administration, for the month of March 2006 (490-440 Account). (See Comm. No. 277498). Purchase Order No. 148985, approved by County Board November 1, 2005.
- 278313 SENTINEL TECHNOLOGIES, INC., Chicago, Illinois, submitting invoice totaling \$693,733.24, part payment for Contract No. 05-41-594, for countywide computer hardware maintenance for the Department for Management of Information Systems, for the months of April through June 2006 (012-441 Account). (See Comm. No. 278141). Purchase Order No. 151170, approved by County Board June 7, 2005.
- 278317 CDW GOVERNMENT, INC., Chicago, Illinois, submitting invoice totaling \$34,066.80, full payment for Contract No. 05-43-491, for Microsoft software and software support for the State's Attorney's Office, Child Support Enforcement Division (782-388 Account). Purchase Order No. 150893, approved by County Board April 6, 2005.
- 278350 ARAMARK CORRECTIONAL SERVICES, INC., Atlanta, Georgia, submitting two (2) invoices totaling \$326,383.75, part payment for Contract No. 04-54-618 Rebid/Revised, for food service for the Department of Corrections, for the period of March 16-29, 2006 (239-223 Account). (See Comm. No. 277743). Purchase Order No. 150467, approved by County Board November 3, 2004.
- 278351 INTERNATIONAL BUSINESS MACHINES CORPORATION (IBM), Chicago, Illinois, submitting invoice totaling \$481,622.83, part payment for Contract No. 04-41-821, for phase one of a state of the art interoperable mobile video and data network system for first responders for the Homeland Security Public Safety initiative, as part of the federal Homeland Security grant for the Bureau of Information Technology & Automation (769-570 Account). (See Comm. No. 275367). Purchase Order No. 141560, approved by County Board June 15, 2004.
- 278352 PROGRESSIVE INDUSTRIES, INC., Chicago, Illinois, submitting invoice totaling \$92,723.00, full payment for Contract No. 05-54-328, for male prisoner uniforms for the Department of Corrections (239-320 Account). Purchase Order No. 147212, approved by County Board August 19, 2005 by poll and ratified on September 8, 2005.
- 278425 MAILTECH, LTD. d/b/a World Marketing-Chicago, Omaha, Nebraska, submitting invoice totaling \$153,325.00, part payment for Contract No. 05-84-592, for printing and processing of renewal booklets and forms for the 2005 Homeowner Exemption, Senior Citizen Exemption and Senior Citizen Assessment Freeze for the Assessor's Office (040-240 Account). (See Comm. No. 277893). Purchase Order No. 148823, approved by County Board November 15, 2005.
- 278428 TABB TEXTILE COMPANY, INC., Atlanta, Georgia, submitting invoice totaling \$111,872.00, part payment for Contract No. 05-85-495, for linen (bath towels, sheets, pillow cases and wash cloths) for the Department of Corrections (239-333 Account). (See Comm. No. 276214). Purchase Order No. 148492, approved by County Board November 1, 2005.
- 278429 STANDARD PARKING, Chicago, Illinois, submitting invoice totaling \$69,750.83, part payment for Contract No. 05-53-415, for parking management services at the Juvenile

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Temporary Detention Center Garage for the Department of Facilities Management, for the period of April 15 through May 14, 2006 (499-260 Account). (See Comm. No. 278183). Purchase Order No. 148821, approved by County Board July 12, 2005.

- 278430 WEST SIDE DOMESTIC ABUSE PROJECT, Chicago, Illinois, submitting three (3) invoices totaling \$25,047.25, part payment for Contract No. 06-42-247, for court-ordered group counseling and treatment services through the Court's Domestic Violence Program for the Social Casework Service Department, for the months of February and March 2006 (541-260 Account). Purchase Order No. 151137, approved by County Board December 6, 2005.
- 278433 WE-CLEAN MAINTENANCE & SUPPLIES, INC., Berwyn, Illinois, submitting invoice totaling \$163,600.00, part payment for Contract No. 04-53-283, for janitorial, pest control, window washing, snow removal and landscape maintenance at the Juvenile Temporary Detention Center for the Department of Facilities Management, for the month of March 2006 (200-235 Account). (See Comm. No. 275969). Purchase Order No. 149217, approved by County Board January 22, 2004.
- 278434 MID-AMERICAN ELEVATOR COMPANY, INC., Chicago, Illinois, submitting invoice totaling \$116,787.00, part payment for Contract No. 05-53-342, for elevator maintenance and repair for the Department of Facilities Management, for the month of March 2006 (200-450 Account). (See Comm. No. 276810). Purchase Order No. 145942, approved by County Board May 17, 2005.
- 278469 ARAMARK CORRECTIONAL SERVICES, INC., Atlanta, Georgia, submitting invoice totaling \$163,196.11, part payment for Contract No. 04-54-618 Rebid/Revised, for food service for the Department of Corrections, for the period of March 30 through April 5, 2006 (239-223 Account). (See Comm. No. 278350). Purchase Order No. 150467, approved by County Board November 3, 2004.
- 278508 IDEAL HEATING COMPANY, Brookfield, Illinois, submitting invoice totaling \$93,807.00, 1st part payment for Contract No. 05-53-610 Rebid, for the isolation room monitoring system project at Oak Forest Hospital of Cook County for the Office of Capital Planning and Policy, for the period ending February 17, 2006. Bond Issue (33000 Account). Purchase Order No. 149503, approved by County Board December 6, 2005.
- 278509 LANAC TECHNOLOGY CORPORATION, Chicago, Illinois, submitting invoice totaling \$180,000.00, 2nd part payment for Contract No. 05-41-650, for an integrated cashiering and accounting system for the County Clerk's Office, Real Estate & Tax Services Division (717/110-579 Account). (See Comm. No. 274474). Purchase Order No. 148250, approved by County Board May 17, 2005.
- 278510 MARK 1 RESTORATION COMPANY, Dolton, Illinois, submitting invoice totaling \$529,645.50, 10th part payment for Contract No. 05-53-249, for the County Building Exterior Renovation Project, Phase II, for the Office of Capital Planning and Policy, for the period of February 13 through March 20, 2006. Bond Issue (7000 Account). (See Comm. No. 278170). Purchase Order No. 145774, approved by County Board May 3, 2005.
- 278511 MCDONOUGH ASSOCIATES, INC., Chicago, Illinois, submitting invoice totaling \$198,250.00, 1st part payment for Contract No. 06-41-49, for architectural/engineering services (basic) for the Countywide Exterior Wall Renovation Project, Group 2, Bid Packages B and C (Provident Hospital of Cook County and the Juvenile Temporary Detention Center

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

West Addition) for the Office of Capital Planning and Policy, for the period ending March 3, 2006. Bond Issue (20000 Account). Purchase Order No. 147662, approved by County Board May 3, 2005.

CHAIRMAN DALEY VOTED PRESENT ON THE ABOVE ITEM.

- 278533 SUTTON FORD, INC./FLEET SALES, Matteson, Illinois, submitting seven (7) invoices totaling \$593,180.00, final payment for Contract No. 05-82-429 Rebid, for twenty-eight (28) Ford Crown Victoria police pursuit sedans for the Sheriff's Office (717/211-549 Account). (See Comm. No. 278191). Purchase Order No. 148714, approved by County Board November 15, 2005.
- 278542 ENVIRONMENTAL DESIGN INTERNATIONAL, INC., Chicago, Illinois, submitting invoice totaling \$75,000.00, part payment for Contract No. 03-41-412, for architectural/engineering services (basic) for building demolition at the Stroger Hospital of Cook County Campus for the Office of Capital Planning and Policy, for the month of March 2006. Bond Issue (28000 Account). (See Comm. No. 278194). Purchase Order No. 130743, approved by County Board August 1, 2002 and July 13, 2004.
- 278544 ENGINEERING & MANAGEMENT SPECIALISTS, INC., Chicago, Illinois, submitting invoice totaling \$63,070.00, ~~part~~ full payment for Contract No. 00-41-741, for engineering services (additional) for the Provident Hospital of Cook County/Mechanical Systems Upgrade & Renovation Project, for the Office of Capital Planning and Policy, for the period of March 8, 2004 through August 15, 2005. Bond Issue (9000 Account). Purchase Order No. 105123, approved by County Board March 9, 2000 and February 15, 2006.
- 278598 OFFICE OF THE CLERK OF THE CIRCUIT COURT, submitting invoice totaling \$98,000.00, part payment for meter mail for the Clerk of the Circuit Court (335-225 Account). Check to be made payable to the Chicago Post Master.
- 278602 HUMAN RESOURCES DEVELOPMENT INSTITUTE, INC., Chicago, Illinois, submitting two (2) invoices totaling \$109,655.10, part payment for Contract No. 05-73-562 Rebid, for substance abuse treatment program for the Sheriff's Department of Community Supervision and Intervention, for the months of February and March 2006 (236-298 Account). Purchase Order No. 149936, approved by County Board December 21, 2005.
- 278605 ARROW MESSENGER SERVICE INC., Chicago, Illinois, submitting four (4) invoices totaling \$152,819.40, part payment for driving services for the March 21, 2006 Primary Election (early voting, pre-election, absentee ballot and evening shuttle for receiving stations) for the Chicago Board of Election Commissioners (525-217 Account). Approved by the Board of Election Commissioners April 12, 2006.
- 278606 XEROX CORPORATION, Pasadena, California, submitting invoice totaling \$26,739.70, part payment for Contract No. 05-45-135, for maintenance, service and supplies for Xerox production equipment for the Bureau of Administration, on various dates in the months of November 2005 through March 2006 (490-440 Account). Purchase Order No. 150079, approved by County Board September 20, 2005.
- 278607 HOGAN & SON MOVING AND STORAGE, LTD., Chicago, Illinois, submitting invoice totaling \$99,800.00, part payment for delivery and pick up of election equipment and supplies

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

for the March 21, 2006 Primary Election for the Board of Election Commissioners (525-217 Account). Approved by the Board of Election Commissioners April 7, 2006.

- 278612 LOWITZ & SONS, Chicago, Illinois, submitting invoice totaling \$40,993.00, part payment for printing of application for ballot certificates for the March 21, 2006 Primary Election for the Board of Election ~~Commissions~~ Commissioners (525-240 Account). Approved by the Board of Election Commissioners April 7, 2006.
- 278615 J.J. COLLINS, Chicago, Illinois, submitting invoice totaling \$45,118.19, part payment for printing of 4-page brochure "It's Your Vote – Make It Count" for the March 21, 2006 Primary Election for the Board of Election Commissioners (525-240 Account). Approved by the Board of Election Commissioners April 7, 2006.
- 278620 HALL'S RENTAL SERVICE, INC., Niles, Illinois, submitting invoice totaling \$73,403.42, part payment for rental of tables and chairs for the March 21, 2006 Primary Election for the Board of Election Commissioners (525-690 Account). Approved by the Board of Election Commissioners April 12, 2006.
- 278635 OFFICE OF THE COUNTY ASSESSOR, submitting invoice totaling \$100,000.00, part payment for postage for Account #35831809 for the Assessor's Office (040-225 Account). Check to be made payable to the U.S. Postal Service.

COMMISSIONER HANSEN, SECONDED BY COMMISSIONER MALDONADO, MOVED APPROVAL OF THE BILLS AND CLAIMS, AS AMENDED. THE MOTION CARRIED.

SECTION 3

Your Committee has considered the following numbered and described bills which are the obligation of the Health Facilities and recommends that they be, and upon the adoption of this report, approved, and that the County Comptroller and County Treasurer are authorized and directed to issue checks in the amounts recommended to said claimants.

- 278309 DIGBY'S DETECTIVE & SECURITY AGENCY, INC., Chicago, Illinois, submitting invoice totaling \$188,546.28, part payment for Contract No. 04-53-613 Rebid, for security services for Provident Hospital of Cook County, the Near South Clinic and the Sengstacke Clinic, for the month of March 2006 (891-249 Account). (See Comm. No. 277744). Purchase Order No. 150828, approved by County Board December 1, 2004.
- 278315 GAREDA SERVICES, INC., Calumet City, Illinois, submitting thirty-three (33) invoices totaling \$461,309.33, part payment for Contract No. 06-41-20, for nursing registry services for Provident Hospital of Cook County, on various dates in the months of December 2005 through March 2006 (891-275 Account). Purchase Order No. 148831, approved by County Board July 12, 2005.
- 278436 NORTHWESTERN PHARMACEUTICAL & SUPPLY CORPORATION, Lincolnwood, Illinois, submitting five (5) invoices totaling \$112,350.00, part payment for Contract No. 06-15-143H, for pulse oximeter sensors for Stroger Hospital of Cook County (897-362 Account). (See Comm. No. 277735). Purchase Order No. 150687, approved by County Board December 21, 2005.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278437 LIFESOURCE, Chicago, Illinois, submitting three (3) invoices totaling \$114,649.20, part payment for Contract No. 04-72-119, for blood and blood testing services for Stroger Hospital of Cook County, for the period of March 1-15, 2006 (897-368 Account). (See Comm. No. 277870). Purchase Order No. 149323, approved by County Board May 4, 2004.
- 278438 THE FOSTER GROUP, INC., Chicago, Illinois, submitting invoice totaling \$547,901.00, part payment for Contract No. 00-43-357, for Information Systems services including facility management services for the administration and operation of the Department of Hospital Information Systems at Stroger Hospital of Cook County, including management of various Bureau of Health Services (BOHS) Clinical, Patient Accounting, and Patient Management Application and Network System functions; and project management and coordination services for the implementation of the BOHS Integrated Clinical Information System for all Bureau of Health institutions, for the month of March 2006 (897-260 Account). (See Comm. No. 277410). Purchase Order No. 149243, approved by County Board November 23, 1999, March 7, 2002 and December 14, 2004.
- 278440 SMITH-THOMAS-WILLIAMS, INC. c/o Alliance Capital, LLC, New York, New York, submitting seven (7) invoices totaling \$80,585.15, part payment for Contract No. 05-72-271, for radiology temporary staffing services for Stroger Hospital of Cook County, for the period of February 26 through March 11, 2006 (897-260 Account). (See Comm. No. 277505). Purchase Order No. 148986, approved by County Board May 17, 2005.
- 278441 BECKMAN COULTER, INC., Palatine, Illinois, submitting two (2) invoices totaling \$60,060.00, part payment for Contract No. 04-41-41, for reagents, controls and consumable supplies for a vendor provided image immunochemistry system for Stroger Hospital of Cook County (897-365 Account). (See Comm. No. 274971). Purchase Order No. 142567, approved by County Board September 4, 2003.
- 278444 BECKMAN COULTER, INC., Palatine, Illinois, submitting three (3) invoices totaling \$50,463.00, part payment for Contract No. 05-73-269, for reagents and supplies with vendor provided analytic flow cytometer system and sample preparation system for the determination of human immunodeficiency virus (HIV) and leukemia/lymphoma cells for Stroger Hospital of Cook County (897-365 Account). (See Comm. No. 277181). Purchase Order No. 149619, approved by County Board June 21, 2005.
- 278446 BIOELECTRONIC ENGINEERING & MEDICAL SUPPLIES, INC. (B.E.A.M.S.), Lombard, Illinois, submitting six (6) invoices totaling \$62,658.93, part payment for Contract No. 05-72-238, for radiopharmaceuticals for Stroger Hospital of Cook County (897-367 Account). (See Comm. No. 276191). Purchase Order No. 149330, approved by County Board April 19, 2005.
- 278449 ANGELICA TEXTILE SERVICES GROUP, Chicago, Illinois, submitting two (2) invoices totaling \$30,641.17, part payment for Contract No. 04-53-481 Rebid, for laundry linen services for Stroger Hospital of Cook County, for the week ending March 25, 2006 (897-222 Account). (See Comm. No. 278139). Purchase Order No. 148981, approved by County Board June 15, 2004.
- 278450 RUSH UNIVERSITY MEDICAL CENTER, Chicago, Illinois, submitting two (2) invoices totaling \$49,550.00, part payment for Contract No. 04-41-730, for a subagreement for specialty medicine (cardiology/heart failure and general medicine-salaries and fringes) in accordance with the Cooperative Educational Master Affiliation Agreement for Stroger

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Hospital of Cook County, for the month of February 2006 (897-272 Account). (See Comm. No. 277182). Purchase Order No. 149242, approved by County Board June 15, 2004.

- 278451 RUSH UNIVERSITY MEDICAL CENTER, Chicago, Illinois, submitting ten (10) invoices totaling \$312,366.00, part payment for Contract No. 04-41-730, for a subagreement for infectious disease, nephrology, neurology, cardiology, rheumatology, pulmonary medicine, hematology/oncology and critical care medicine residents (salaries and fringes) in accordance with the Cooperative Educational Master Affiliation Agreement for Stroger Hospital of Cook County, for the months of September 2005 and January and February 2006 (897-272 Account). (See Comm. No. 276591). Purchase Order No. 149233, approved by County Board June 15, 2004.
- 278455 BAYER HEALTHCARE, LLC, Diagnostics Division, Pittsburgh, Pennsylvania, submitting two (2) invoices totaling \$30,534.00, part payment for Contract No. 04-42-699, for reportable test kits (HIV, HCV and HIV Trugene) for Stroger Hospital of Cook County (897-365 Account). (See Comm. No. 277496). Purchase Order No. 149723, approved by County Board May 18, 2004.
- 278457 RUSH UNIVERSITY MEDICAL CENTER, Chicago, Illinois, submitting thirteen (13) invoices totaling \$341,208.00, part payment for Contract No. 05-45-343, for electrophysiology studies, implantation of cardiac defibrillators, and ablation procedures for Stroger Hospital of Cook County, on various dates in the months of November and December 2005, and January and February 2006 (897-272 Account). (See Comm. No. 275334). Purchase Order No. 149009, approved by County Board March 1, 2005.
- 278459 TRAKO DENTAL & MEDICAL SUPPLY, INC., Round Lake Beach, Illinois, submitting invoice totaling \$37,600.00, part payment for Contract No. 02-15-983H, for dental supplies for Stroger Hospital of Cook County (897-360 Account). Purchase Order No. 149543, approved by County Board January 23, 2003.
- 278512 NORTHWESTERN PHARMACEUTICAL & SUPPLY CORPORATION, Lincolnwood, Illinois, submitting invoice totaling \$84,845.00, full payment for Contract No. 06-72-78, for a cardiac echocardiography ultrasound system for Provident Hospital of Cook County (717/891-540 Account). Purchase Order No. 150555, approved by County Board February 15, 2006.
- 278513 NORTHWESTERN PHARMACEUTICAL & SUPPLY CORPORATION, Lincolnwood, Illinois, submitting invoice totaling \$156,248.00, full payment for Contract No. 06-72-78, for a digital ultrasound system for Provident Hospital of Cook County (717/891-540 Account). Purchase Order No. 150556, approved by County Board February 15, 2006.
- 278547 OLYMPUS AMERICA, INC., Pittsburgh, Pennsylvania, submitting three (3) invoices totaling \$113,646.00, full payment for Contract No. 06-45-95, for colonoscopes and bronchoscope video systems for Stroger Hospital of Cook County (717/897-540 Account). Purchase Order No. 150364, approved by County Board September 20, 2005.
- 278554 NORTHWESTERN PHARMACEUTICAL & SUPPLY CORPORATION, Lincolnwood, Illinois, submitting invoice totaling \$164,805.80, full payment for Contract No. 05-73-644, for critical care beds and accessories with the Chaperone™ Bed Exit System and Zoom™ drive technology manufactured by Stryker™ Medical for Stroger Hospital of Cook County

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

(717/897-~~362~~ 540 Account). Purchase Order No. 150351, approved by County Board January 18, 2006.

- 278599 CHICAGO MEDICAL EQUIPMENT & SUPPLY COMPANY, INC., Chicago, Illinois, submitting two (2) invoices totaling \$35,951.83, part payment for Contract No. 02-73-205, for reagents and consumable supplies for vendor provided chemistry immunoassay analyzers for Stroger Hospital of Cook County, for the months of November and December 2005 (897-365 Account). Purchase Order No. 151052, approved by County Board February 21, 2002, September 20, 2005 and February 15, 2006.

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278600 RUSH UNIVERSITY MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$45,111.00, part payment for Contract No. 05-41-453, for services performed on-site at Stroger Hospital of Cook County and its affiliated clinics and other services performed off-site at Rush University Medical Center for Bureau patients suffering from sleep disorders including sleep-disordered breathing problems for Stroger Hospital of Cook County, for the month of February 2006 (897-272 Account). (See Comm. No. 277178). Purchase Order No. 149252, approved by County Board May 3, 2005.
- 278601 ISAAC RAY CENTER, INC., Chicago, Illinois, submitting invoice totaling \$96,114.87, part payment for Contract No. 03-45-463, for psychiatrist and psychologist professional services for detainees with mental health problems for Cermak Health Services of Cook County, for the period of April 1-15, 2006 (240-272 Account). (See Comm. No. 277742). Purchase Order No. 148994, approved by County Board December 17, 2002.
- 278603 ANGELICA TEXTILE SERVICES GROUP, Chicago, Illinois, submitting two (2) invoices totaling \$32,839.24, part payment for Contract No. 04-53-481 Rebid, for laundry linen services for Stroger Hospital of Cook County, for the week ending April 1, 2006 (897-222 Account). (See Comm. No. ~~278139~~ 278449). Purchase Order No. 148981, approved by County Board June 15, 2004.
- 278604 BOSTON SCIENTIFIC CORPORATION, Philadelphia, Pennsylvania, submitting three (3) invoices totaling \$50,000.00, full payment for Contract No. 05-45-345, for micro catheters and accessories for Stroger Hospital of Cook County (897-362 Account). Purchase Order No. 149013, approved by County Board March 1, 2005.
- 278610 MORRISON MANAGEMENT SPECIALISTS, Atlanta, Georgia, submitting invoice totaling \$128,899.16, part payment for Contract No. 04-54-575 Rebid, for food service program for Provident Hospital of Cook County, for the month of March 2006 (891-223 Account). (See Comm. No. 278187). Purchase Order No. 150748, approved by County Board August 5, 2004 by poll and ratified on September 8, 2004.
- 278616 RUSH UNIVERSITY MEDICAL CENTER, Chicago, Illinois, submitting five (5) invoices totaling \$43,059.00, part payment for Contract No. 04-41-730, for a subagreement for general surgery residents (salaries and fringes) in accordance with the Cooperative Educational Master Affiliation Agreement for Stroger Hospital of Cook County, for the months of December 2005 through February 2006 (897-272 Account). (See Comm. No. 276141). Purchase Order No. 149293, approved by County Board June 15, 2004.

- 278625 RUSH UNIVERSITY MEDICAL CENTER, Chicago, Illinois, submitting four (4) invoices totaling \$69,990.00, part payment for Contract No. 04-41-730, for a subagreement for general and cardiovascular-thoracic surgery residents (salaries and fringes) in accordance with the Cooperative Educational Master Affiliation Agreement for Stroger Hospital of Cook County, for the months of December 2005 through February 2006 (897-272 Account). Purchase Order No. 149296, approved by County Board June 15, 2004.
- 278634 CHICAGO RADIATION ONCOLOGY, S.C., Glencoe, Illinois, submitting invoice totaling \$330,000.00, part payment for Contract No. 05-41-192, for on-site radiation therapy services for Stroger Hospital of Cook County, for the month of March 2006 (897-278 Account). (See Comm. No. 276150). Purchase Order No. 149138, approved by County Board November 16, 2004.

COMMISSIONER BUTLER, SECONDED BY COMMISSIONER SILVESTRI, MOVED APPROVAL OF THE HEALTH FACILITIES' BILLS AND CLAIMS, AS AMENDED. THE MOTION CARRIED.

SECTION 4

Your Committee has considered the following communications from State's Attorney, Richard A. Devine with reference to the industrial claims hereinafter mentioned.

Your Committee, therefore, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to the Industrial Commission to be paid from the Workmen's Compensation Fund.

- 278396 EARLINE ATKINS, in the course of her employment as a Clerk for the Clerk of the Circuit Court sustained accidental injuries on August 14, 2002 and October 7, 2002. The August 14, 2002 accident occurred when the Petitioner caught her foot on a metal strip in the courtroom, and as a result she injured her right shoulder, right knee and right ankle (right shoulder, rotator cuff tear; right knee, internal derangement; right ankle, Grade I sprain). The October 7, 2002 accident occurred when the Petitioner slipped on water and fell, and as a result she injured her right knee and hip (right shoulder, rotator cuff tear). State's Attorney, Richard A. Devine, is submitting Industrial Commission Lump Sum Petition and Order Nos. 03-WC-15815 and 03-WC-15816 in the amount of \$9,934.15 and recommends its payment. (Finance Subcommittee March 2, 2006). Attorney: Steven W. Jacobson, Law Firm of Jacobson and Sorkin, Ltd.

COMMISSIONER HANSEN VOTED PRESENT ON THE ABOVE ITEM.

- 278397 CHARISSE CUNNINGHAM, in the course of her employment as a Juvenile Counselor for the Juvenile Temporary Detention Center sustained accidental injuries on March 5, 2004. The Petitioner slipped on a wet substance and fell, and as a result she injured her left knee (left medial meniscus tear, left condylar injury to the left medial femoral condyle, complete tear of the anterior cruciate ligament, left knee arthroscopic aided anterior cruciate ligament reconstruction with patellar tendon allograft with partial medial and partial lateral meniscectomy and micro fracture of the medial femoral condyle). State's Attorney, Richard A. Devine, is submitting Industrial Commission Lump Sum Petition and Order No. 04-WC-59777 in the amount of \$29,000.00 and recommends its payment. (Finance Subcommittee April 6, 2006). Attorney: Daron Romanek, Law Firm of Romanek & Romanek.

COMMISSIONER HANSEN VOTED PRESENT ON THE ABOVE ITEM.

- 278398 WINNIE JEFFERSON, in the course of her employment as a Day Room Attendant for Oak Forest Hospital of Cook County sustained accidental injuries on March 5, 2000. The accident occurred when a patient in a wheelchair ran over the Petitioner's foot, and as a result she injured her left ankle (severe ankle sprain). State's Attorney, Richard A. Devine, is submitting Industrial Commission Lump Sum Petition and Order No. 00-WC-45841 in the amount of \$1,000.00 and recommends its payment. (Finance Subcommittee April 7, 2005). Attorney: Mark S. Fine, Law Office of Mark S. Fine.

COMMISSIONER HANSEN VOTED PRESENT ON THE ABOVE ITEM.

- 278399 SOPHIA KARABATSOS, in the course of her employment as a Clerk for the County Clerk's Office sustained accidental injuries on September 9, 2004. The accident occurred when the Petitioner slipped off a 7-foot ladder, and as a result she injured her right leg (patellar fracture and dislocation of the right knee). State's Attorney, Richard A. Devine, is submitting Industrial Commission Lump Sum Petition and Order No. 05-WC-34149 in the amount of \$8,139.60 and recommends its payment. (Finance Subcommittee April 6, 2006). Attorney: William H. Martay, Law Office of William H. Martay.

COMMISSIONERS HANSEN AND MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278400 FRANCESCO LOSURDO, in the course of his employment as a Correctional Officer for the Department of Corrections sustained accidental injuries on December 28, 2000 and November 7, 2002. The December 28, 2000 accident occurred when the Petitioner slipped on ice and fell, and as a result he injured his back (thoracic and lumbar back sprain). The November 7, 2002 accident occurred when the Petitioner electrocuted himself when checking the ceiling of a cell and as a result he injured his right hand (right hand burn with ulnar neuropathy). State's Attorney, Richard A. Devine, is submitting Industrial Commission Lump Sum Petition and Order Nos. 01-WC-11946 and 02-WC-59100 in the amount of \$12,454.64 and recommends its payment in two (2) separate checks as follows: the first check in the amount of \$2,469.00 made payable to Francine Fishel, Law Offices of Brill & Fishel, his attorneys; and the second check in the amount of \$9,985.64 made payable to Kenneth B. Gore, his attorney. (Finance Subcommittee March 2, 2006). Attorney: Kenneth B. Gore and Donna Zadeikis, Law Firm of Kenneth B. Gore, Ltd.

COMMISSIONER HANSEN VOTED PRESENT ON THE ABOVE ITEM.

- 278407 SHIRLEY MCBRIDE, in the course of her employment as a Nurse for Cermak Health Services of Cook County sustained accidental injuries on May 23, 2004. The Petitioner slipped on a wet spot on the floor and fell, and as a result she injured her left ring finger (fractured left ring finger). State's Attorney, Richard A. Devine, is submitting Industrial Commission Lump Sum Petition and Order No. 04-WC-33927 in the amount of \$1,931.29 and recommends its payment. (Finance Subcommittee February 2, 2006). Attorney: Bradley S. Dworkin, Law Office of Bradley S. Dworkin.

COMMISSIONER HANSEN VOTED PRESENT ON THE ABOVE ITEM.

- 278412 GLENN STEVENSON, in the course of his employment as a Laborer for the Highway Department sustained accidental injuries on July 29, 2002. The Petitioner was involved in an

automobile accident, and as a result he injured his back and neck (back and neck strain). The County paid a total of \$2,842.04 in temporary total disability and \$426.13 in medical expenses. The County is entitled to recover 75% of that amount, which is \$2,451.12. The County has agreed to waive \$2,451.12 of its lien in exchange for a \$1.00 lump sum settlement contract. The Illinois Worker's Compensation Commission approved the \$1.00 settlement contract on March 31, 2006. State's Attorney, Richard A. Devine, is submitting Industrial Commission Lump Sum Petition and Order No. 02-WC-39887 in the amount of \$1.00 and recommends its payment. (Finance Subcommittee March 2, 2006). Attorney: James P. Toomey, The Vrdolyak Law Group, LLC.

COMMISSIONER HANSEN VOTED PRESENT ON THE ABOVE ITEM.

- 278413 REGINA BIOCIC, in the course of her employment as a Sheriff's Police Officer sustained accidental injuries on November 12, 2000 and August 14, 2002. The November 12, 2000 accident occurred when the Petitioner tripped in mud and fell while assisting occupants evacuating a house fire, and as a result she injured her right knee and left hand (right lateral meniscus tear requiring arthroscopic surgery and debridement; second degree burn on back of left hand). The August 14, 2002 accident occurred when the Petitioner slipped down wet grass and fell when checking on a car in a ditch, and as a result she injured her right knee and foot (twisting injury to the right knee; right foot neuroma requiring surgical excision and permanent orthotics). State's Attorney, Richard A. Devine, is submitting Industrial Commission Decision of Arbitrator, Award Nos. 01-WC-27837 and 02-WC-65567 in the amount of \$38,154.88 and recommends its payment. (Finance Subcommittee April 6, 2006). Attorney: John Cronin, Law Firm of Cronin & Peters.

COMMISSIONER HANSEN VOTED PRESENT ON THE ABOVE ITEM.

- 278414 ROBERT ZAJAC, in the course of his employment as a Purchasing Specification Engineer for the Office of the County Purchasing Agent sustained accidental injuries on July 21, 2003. The Petitioner tripped over ripped carpeting, and as a result he injured his back and left foot (fracture of the fifth metatarsal on the left foot, aggravation of pre-existing disc bulges in the Petitioner's back due to change on body mechanics). State's Attorney, Richard A. Devine, is submitting Industrial Commission Decision of Arbitrator, Award No. 03-WC-47628 in the amount of \$19,411.99 and recommends its payment. (Finance Subcommittee April 6, 2006). Attorney: Samuel Ruffolo, Law Firm of Baum, Ruffolo & Marzal, Ltd.

COMMISSIONER HANSEN VOTED PRESENT, AND COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.

- 278415 SAM LAMONICA, in the course of his employment as a Barber for Oak Forest Hospital of Cook County sustained accidental injuries on February 4, 2000, October 15, 2001 and January 14, 2003. The February 4, 2000 accident occurred when a combative patient struck the Petitioner, and as a result he injured his right shoulder (full thickness tear of the rotator cuff tendon). The October 15, 2001 accident occurred when the Petitioner tripped over a carpet and fell, and as a result he injured his right foot (fracture of the base of the right fifth metatarsal). The January 14, 2003 accident occurred when the Petitioner suffered from repetitive trauma, and as a result he injured both hands (bilateral carpal tunnel syndrome, depression, post traumatic stress). State's Attorney, Richard A. Devine, is submitting Industrial Commission Decision of Arbitrator, Award Nos. 02-WC-56733, 02-WC-14669 and 03-WC-13609 in the amount of \$91,935.86 and recommends its payment. (Finance

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Subcommittee April 6, 2006). Attorney: Patricia Cronin Cook, Law Firm of Cronin & Peters.

COMMISSIONER HANSEN VOTED PRESENT, AND COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.

INDUSTRIAL COMMISSION CLAIMS APPROVED FISCAL YEAR 2006

TO PRESENT:

\$1,839,269.98

INDUSTRIAL COMMISSION CLAIMS TO BE APPROVED:

\$211,963.41

COMMISSIONER GORMAN, SECONDED BY COMMISSIONER MURPHY, MOVED APPROVAL OF THE INDUSTRIAL COMMISSION CLAIMS. THE MOTION CARRIED.

SECTION 5

Your Committee has considered the following communications from the Cook County Department of Risk Management requesting the County Board to authorize subrogation recoveries.

Your Committee, concurring in the requests of the Cook County Department of Risk Management recommends the authorization of subrogation recoveries be granted.

278464 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Subrogation Recovery of \$575.15. Claim No. 20050087, Sheriff's Police Department.

Responsible Party: Kenneth F. Schutz (Owner), Kevin F. Schutz (Driver), 9240 Oriole Avenue, Morton Grove, Illinois 60053
Damage to: Sheriff's Police Department vehicle
Our Driver: Thomas Perez, Unit #8112
Date of Accident: January 30, 2006
Location: Dempster Street near Robin Drive, Des Plaines, Illinois (211-444 Account).

The Sheriff's Office requests that the recovered amount be credited to Contract No. 04-82-514.

278465 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Subrogation Recovery of \$205.36. Claim No. 20050095, State's Attorney's Office.

Responsible Party: Mulroy Truck Leasing (Owner), Anthony P. Acosta (Driver), 101 South Lincoln Parkway, Lincoln, Illinois 62656
Damage to: Right side mirror
Our Driver: James L. Green, Unit #0014
Date of Accident: February 23, 2006
Location: Southbound I-55 near Route 45, Lyons Township, Illinois (250-444 Account).

SUBROGATION RECOVERIES APPROVED FISCAL YEAR 2006 TO PRESENT:

\$31,283.94

SUBROGATION RECOVERIES TO BE APPROVED:

\$780.51

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER MURPHY, MOVED APPROVAL OF THE SUBROGATION RECOVERIES. THE MOTION CARRIED.

SECTION 6

Your Committee has considered the following communications from the Cook County Department of Risk Management requesting that the County Board authorize payment of said claims.

Your Committee, concurring in the requests of the Cook County Department of Risk Management, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to claimants in the amounts recommended.

278466 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$3,242.67. Claim No. 97006002, Sheriff's Police Department.

Claimant: Willie E. Andrews, 21249 Sophia Drive, Matteson, Illinois 60443
Claimant's Vehicle: 1994 Lincoln Mark VIII
Our Driver: Diane Wiley, Unit #8519
Date of Accident: February 2, 2006
Location: Harper Avenue near 103rd Street, Chicago, Illinois

Sheriff's Police Department vehicle was traveling eastbound on 103rd Street near Harper Avenue in Chicago. The County driver made a left turn in front of the Claimant's vehicle. The Claimant was unable to stop and struck the County vehicle, damaging the front-end of Claimant's vehicle (542-846 Account).

Investigated by the Martin Boyer Company. We concur and recommend payment of the above charge.

278467 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$2,961.24. Claim No. 97005821, Sheriff's Court Services Division.

Claimant: Eric Austin, 434 East 89th Place, Chicago, Illinois 60619
Claimant's Vehicle: 1996 Oldsmobile Cutlass
Our Driver: Martin P. Lowery, Unit #8411
Date of Accident: October 12, 2005
Location: LaSalle Street near Grand Avenue, Chicago, Illinois

Sheriff's Court Services Division vehicle was traveling northbound on LaSalle Street near Grand Avenue in Chicago. The County driver was unable to stop and struck the Claimant's vehicle, damaging the driver's side fender and door (542-846 Account).

Investigated by the Martin Boyer Company. We concur and recommend payment of the above charge.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278468 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$473.84. Claim No. 97005951, State's Attorney's Office.

Claimant: State Farm Insurance, Subrogee of Lucia P. Fierro, P.O. Box 2374, Bloomington, Illinois 61702-2374
Claimant's Vehicle: 2002 Nissan Sentra
Our Driver: Mary Ember, Unit #3903
Date of Accident: January 30, 2006
Location: Eastbound on Interstate 55 near Pulaski Avenue, Chicago, Illinois

State's Attorney's Office vehicle was traveling eastbound on Interstate 55 near Pulaski Avenue in Chicago. The Claimant's vehicle stopped suddenly, causing the County vehicle to make contact with the Claimant's vehicle, damaging the rear bumper (542-846 Account).

Investigated by the Martin Boyer Company. We concur and recommend payment of the above charge.

- 278471 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$550.00. Claim No. 97005980, Highway Department.

Claimant: April Robinson, 5756 Woodgate Drive, Matteson, Illinois 60443
Damage to: Claimant's fence
Our Driver: Highway snowplow crew
Date of Accident: January 21, 2006
Location: 5756 Woodgate Drive, Matteson, Illinois

Highway Department snowplow crew was plowing snow near 5756 Woodgate Drive in Matteson. Ice and snow was thrown from under the snowplow onto Claimant's fence, causing damage (542-846 Account).

Investigated by the Martin Boyer Company. We concur and recommend payment of the above charge.

- 278475 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$4,197.32. Claim No. 97005623, State's Attorney's Office.

Claimant: Geico Direct Insurance, Subrogee of Sharon Turner, 1 Geico Center, Macon, Georgia 31296
Claimant's Vehicle: 2001 Buick LeSabre
Our Driver: Thomas L. Jones, Unit #2966
Date of Accident: June 4, 2005
Location: 7722 South Cottage Grove Avenue, Chicago, Illinois

State's Attorney's Office vehicle was changing to a southbound lane at 7722 South Cottage Grove Avenue in Chicago and struck the Claimant's vehicle, causing rear-end damage (542-846 Account).

Investigated by the Martin Boyer Company. We concur and recommend payment of the above charge.

SELF-INSURANCE CLAIMS APPROVED FISCAL YEAR 2006 TO PRESENT:	\$72,938.70
SELF-INSURANCE CLAIMS TO BE APPROVED:	\$11,425.07

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER MURPHY, MOVED APPROVAL OF THE SELF-INSURANCE PROGRAM SETTLEMENT CLAIMS. THE MOTION CARRIED.

SECTION 7

Your Committee has considered the following communications from State's Attorney, Richard A. Devine.

Your Committee, concurring in the recommendations of the State's Attorney, recommends that the County Comptroller and County Treasurer prepare checks in the amounts recommended in order that the payments may be set in accordance with the request of the State's Attorney upon proper release from the Office of the State's Attorney.

- 278431 STATE'S ATTORNEY, Richard A. Devine, submitting communication advising the County to accept Proposed Settlement of \$444.56 for the release and settlement of suit regarding Ronald Jones v. CCDOC, Case No. 05-M1-40528. This matter involves a claim by the plaintiff alleging lost property while a detainee at the Cook County Jail. The matter has been settled for the sum of \$444.56, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$444.56, made payable to Ronald Jones. Please forward the check to Ronald J. Hurley, Assistant State's Attorney, for transmittal.
- 278432 STATE'S ATTORNEY, Richard A. Devine, submitting communication advising the County to accept Proposed Settlement of \$750.00 for the release and settlement of suit regarding McRoy v. Holmes, et al., Case No. 04-C-5247. This matter involves alleged civil rights violations. The matter has been settled for the sum of \$750.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$750.00, made payable to Phyllis Killins and Kirkland & Ellis, her attorneys. Please forward the check to Dominick L. Lanzito, Assistant State's Attorney, for transmittal.
- 278435 STATE'S ATTORNEY, Richard A. Devine, submitting communication advising the County to accept Proposed Settlement of \$10,000.00 for the release and settlement of suit regarding Ouida Brewer v. Cook County, USDC No. 04-C-1322. This matter was brought by the plaintiff under Title VII of the Civil Rights Act of 1964 arising out of her discharge from employment. The matter has been settled for the sum of \$10,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$10,000.00, made payable in two (2) separate checks as follows: the first check in the amount of \$5,000.00 made payable to Ouida A. Brewer; and the second check in the amount of \$5,000.00 made payable to Childress, Duffy & Goldblatt, her attorneys. Please forward the checks to Gregory Vaci, Assistant State's Attorney, for transmittal.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278439 STATE'S ATTORNEY, Richard A. Devine, submitting communication advising the County to accept Proposed Settlement of \$45,000.00 for the release and settlement of suit regarding Brad Scianna v. Tyrone Gilmore, Case No. 04-C-0838. This matter arises from an alleged violation of civil rights. The matter has been settled for the sum of \$45,000.00, which is within the authority granted to this office by the Finance Committee's Subcommittee on Litigation at its meeting of February 2, 2006. State's Attorney recommends payment of \$45,000.00, made payable to Brad Scianna and Lawrence V. Jackowiak, his attorney. Please forward the check to Daniel J. Fahlgren, Assistant State's Attorney, for transmittal.
- 278442 STATE'S ATTORNEY, Richard A. Devine and John F. Kennedy, Special State's Attorney, submitting communication advising the County to accept a partial Proposed Settlement of \$50,000.00 regarding Reed v. County of Cook, Case No. 03-L-10075. This matter arises out of allegations involving purported civil rights violations against the Sheriff's Office and Sergeant Lewis, Officer Lomeli, Sergeant Ochoa and Officer Blunt. The matter has been settled for the sum of \$50,000.00 in the aggregate, which is within the authority granted to this office by the Finance Committee's Subcommittee on Litigation at its meeting of April 6, 2006. Plaintiff's case against the County of Cook, Cermak Health Services, Ms. Wilson, LPN and Ms. Torres, RN remains pending. State's Attorney recommends payment of \$50,000.00, made payable to Verna Reed and Motherway & Napleton, her attorneys. Please forward the check to John F. Kennedy, Special State's Attorney, Shefsky & Froelich, for transmittal.

COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.

- 278447 STATE'S ATTORNEY, Richard A. Devine, submitting communication advising the County to accept Proposed Settlement of \$62,500.00 for the release and settlement of suit regarding Carl Hamilton v. Timothy Evans, et al., USDC No. 04-C-1322. This matter was brought by the plaintiff under Title 42, Section 1983 of the United States Code arising out of his discharge from employment. The matter has been settled for the sum of \$62,500.00, which is within the authority granted to this office by the Finance Committee's Subcommittee on Litigation at its meeting of April 6, 2006. State's Attorney recommends payment of \$62,500.00, made payable to Carl Hamilton and Grippo & Elden, his attorneys. Please forward the check to Gregory Vaci, Assistant State's Attorney, for transmittal.

COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.

- 278463 STATE'S ATTORNEY, Richard A. Devine, submitting communication advising the County to accept Proposed Settlement of \$110,000.00 for the release and settlement of suit regarding Erin Riley v. Officer Barksdale and Officer Vargas, Case No. 03-C-5868. This matter arises from allegations of civil rights violations. The matter has been settled for the sum of \$110,000.00, which is within the authority granted to this office by the Finance Committee's Subcommittee on Litigation at its meeting of March 2, 2006. State's Attorney recommends payment of \$110,000.00, made payable to Erin Riley and Gregory E. Kulis & Associates, her attorneys. Please forward the check to Patrick S. Smith, Assistant State's Attorney, for transmittal.

COMMISSIONERS MORENO AND PERAICA VOTED PRESENT ON THE ABOVE ITEM.

PROPOSED SETTLEMENTS APPROVED FISCAL YEAR 2006 TO PRESENT:	\$12,972,749.27
PROPOSED SETTLEMENTS TO BE APPROVED:	\$278,694.56

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER MURPHY, MOVED APPROVAL OF THE PROPOSED SETTLEMENTS. THE MOTION CARRIED.

SECTION 8

Your Committee has considered the following communications from the Cook County Department of Risk Management requesting that the County Board authorize payment of said claims.

Your Committee concurring in the requests of the Cook County Department of Risk Management, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to claimants in the amounts recommended.

278379 CHICAGO IMAGING ASSOC., LLC, Chicago, Illinois, submitting invoice totaling \$163.00, for medical services rendered on November 15, 2004 to patient/arrestee, Jesus Alvarez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

278380 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$432.00, for medical services rendered on October 4, 2004 to patient/arrestee, Jose Gonzalez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$576.00, less discount of \$144.00 = \$432.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

278381 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$446.25, for medical services rendered on October 20, 2004 to patient/arrestee, Nathaniel Arnold. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$595.00, less discount of \$148.75 = \$446.25 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

278382 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$328.50, for medical services rendered on May 26, 2004 to patient/arrestee, Michael Kruse. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$438.00, less discount of \$109.50 = \$328.50 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278383 MERCY HOSPITAL AND MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$448.50, for medical services rendered on November 3, 2003 to patient/arrestee, Francisco Balderas. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$598.00, less discount of \$149.50 = \$448.50 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

CHAIRMAN DALEY VOTED PRESENT ON THE ABOVE ITEM.

- 278384 PATHOLOGY CHP SC, Indianapolis, Indiana, submitting invoice totaling \$103.50, for medical services rendered on October 24, 2004 to patient/arrestee, Anthony Parker. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278385 HOLY CROSS HOSPITAL, Bedford Park, Illinois, submitting invoice totaling \$3,663.00, for medical services rendered from November 6-10, 2005 to patient/arrestee, Kenneth Banks. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$18,491.00, minus \$8,865.00 in unrelated charges, less discount of \$5,963.00 = \$3,663.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278386 PATHOLOGY CHP SC, Indianapolis, Indiana, submitting invoice totaling \$238.37, for medical services rendered from May 19-21, 2005 to patient/arrestee, Shirley Snulligan. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$348.50, less discount of \$110.13 = \$238.37 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278387 PITU G. PUNJABI, M.D., Chicago, Illinois, submitting invoice totaling \$395.50, for medical services rendered from November 6-10, 2005 to patient/arrestee, Kenneth Banks. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$1,040.00, minus \$475.00 in unrelated charges, less discount of \$169.50 = \$395.50 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278388 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$3,252.00, for medical services rendered from December 30, 2004 through January 2, 2005 to patient/arrestee, Lamar Brooks. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$6,845.00, less discount of \$3,593.00 = \$3,252.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment

based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278389 PATHOLOGY CHP SC, Indianapolis, Indiana, submitting invoice totaling \$145.75, for medical services rendered from December 30-31, 2004 to patient/arrestee, Lamar Brooks. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$149.50, less discount of \$3.75 = \$145.75 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278390 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$1,084.00, for medical services rendered from October 11-12, 2004 to patient/arrestee, Henry Waters. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$4,915.00, less discount of \$3,831.00 = \$1,084.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278391 MAGDY M. MICHAEL, M.D., Chicago, Illinois, submitting invoice totaling \$625.00, for medical services rendered from October 11-12, 2004 to patient/arrestee, Henry Waters. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278392 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$2,091.75, for medical services rendered on March 8, 2005 to patient/arrestee, Norman Woolfork. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$2,789.00, less discount of \$697.25 = \$2,091.75 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278393 CHICAGO IMAGING ASSOC., LLC, Chicago, Illinois, submitting invoice totaling \$367.13, for medical services rendered on March 8, 2005 to patient/arrestee, Norman Woolfork. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$379.00, less discount of \$11.87 = \$367.13 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278394 ST. ANTHONY EMERGENCY SERVICES PHYSICIANS, Evergreen Park, Illinois, submitting invoice totaling \$518.00, for medical services rendered on March 8, 2005 to

patient/arrestee, Norman Woolfork. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 278395 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$2,168.00, for medical services rendered from November 20-22, 2004 to patient/arrestee, Alice Yates. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$8,334.00, less discount of \$6,166.00 = \$2,168.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278401 MAGDY M. MICHAEL, M.D., Chicago, Illinois, submitting invoice totaling \$1,150.00, for medical services rendered from December 30, 2004 through January 2, 2005 to patient/arrestee, Lamar Brooks. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 278402 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$746.25, for medical services rendered on September 22, 2004 to patient/arrestee, Lee Brown. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$995.00, less discount of \$248.75 = \$746.25 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278403 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$1,226.00, for medical services rendered from August 16-17, 2004 to patient/arrestee, Robert Bursley. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$6,799.95, less discount of \$5,573.95 = \$1,226.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 278404 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$3,252.00, for medical services rendered from December 7-9, 2004 to patient/arrestee, Cheryl Carich. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$14,631.00, less discount of \$11,379.00 = \$3,252.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278405 CHICAGO IMAGING ASSOC., LLC, Chicago, Illinois, submitting invoice totaling \$28.38, for medical services rendered on December 7, 2004 to patient/arrestee, Cheryl Carich. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$35.00, less discount of \$6.62 = \$28.38 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278406 CENTRO DE SALUD ESPERANZA, Chicago, Illinois, submitting invoice totaling \$245.00, for medical services rendered from December 7-10, 2004 to patient/arrestee, Cheryl Carich. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278408 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$57.00, for medical services rendered on October 26, 2004 to patient/arrestee, Leon Clair. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$591.00, minus \$515.00 in unrelated charges, less discount of \$19.00 = \$57.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278409 PSYCHIATRIC ASSOCIATES, Kankakee, Illinois, submitting invoice totaling \$94.08, for medical services rendered on August 2, 2004 to patient/arrestee, Michael Cortez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$150.00, less discount of \$55.92 = \$94.08 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278410 DILIPKUMAR PARIKH, M.D., Orland Park, Illinois, submitting invoice totaling \$26.80, for medical services rendered on April 10, 2005 to patient/arrestee, Derrick Cotton. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$35.00, less discount of \$8.20 = \$26.80 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278411 ADVOCATE ILLINOIS MASONIC MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$1,187.00, for medical services rendered from August 28-31, 2005 to patient/arrestee, Rita Donley. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$7,756.46, minus \$4,829.90 in unrelated charges, less discount of \$1,739.56 = \$1,187.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk

Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 278417 ADVOCATE NORTHSIDE HEALTH SYSTEM, Chicago, Illinois, submitting invoice totaling \$213.87, for medical services rendered on August 31, 2005 to patient/arrestee, Rita Donley. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$364.00, less discount of \$150.13 = \$213.87 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278418 MIDWEST DIAGNOSTIC PATHOLOGY, Chicago, Illinois, submitting invoice totaling \$36.90, for medical services rendered from August 28-31, 2005 to patient/arrestee, Rita Donley. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$218.00, minus \$177.00 in unrelated charges, less discount of \$4.10 = \$36.90 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278419 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$1,548.75, for medical services rendered on August 20, 2005 to patient/arrestee, Maurice Earkins. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$2,065.00, less discount of \$516.25 = \$1,548.75 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278420 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$1,566.75, for medical services rendered on January 23, 2005 to patient/arrestee, John Elkins. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$2,089.00, less discount of \$522.25 = \$1,566.75 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

- 278421 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$3,386.25, for medical services rendered on November 14, 2004 to patient/arrestee, Reunoun Flower. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$4,515.00, less discount of \$1,128.75 = \$3,386.25 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- 278422 LILLIAN MAGANA, M.D., Oak Park, Illinois, submitting invoice totaling \$143.62, for medical services rendered from November 15-19, 2003 to patient/arrestee, Bobby Fulton. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$525.00, minus \$275.00 in unrelated charges, less discount of \$106.38 = \$143.62 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 278423 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$651.75, for medical services rendered on May 24, 2005 to patient/arrestee, Terry Gibson. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$869.00, less discount of \$217.25 = \$651.75 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

	<u>YEAR TO DATE</u>	<u>TO BE APPROVED</u>
TOTAL BILLED	\$1,642,566.91	\$89,940.91
UNDOCUMENTED	\$0.00	\$0.00
UNRELATED	\$552,343.80	\$15,136.90
DISCOUNT	\$622,986.90	\$42,773.36
AMOUNT PAYABLE	\$467,236.21	\$32,030.65

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER MURPHY, MOVED APPROVAL OF THE PATIENT/ARRESTEE CLAIMS. THE MOTION CARRIED.

SECTION 9

Your Committee has considered the following communications received from the Employees' Injury Compensation Committee requesting that the County Board authorize payment of expenses regarding claims of Cook County employees injured while in the line of duty.

Your Committee, concurring in said requests, recommends that the County Comptroller and County Treasurer be, and upon the adoption of this report, authorized and directed to issue checks in the amounts recommended to the claimants.

- 278587 THE EMPLOYEES' INJURY COMPENSATION COMMITTEE, submitting invoices totaling \$436,540.27, for payment of medical bills for Workers' Compensation cases incurred by employees injured on duty. Individual checks will be issued by the Comptroller in accordance with the attached report prepared by the Department of Risk Management, Workers' Compensation Unit. This request covers bills received and processed from April 19 through May 3, 2006.

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER MURPHY, MOVED APPROVAL OF THE EMPLOYEES' INJURY COMPENSATION CLAIMS. THE MOTION CARRIED.

CHAIRMAN DALEY VOTED PRESENT ON THE CLAIMS REGARDING MERCY HOSPITAL AND MEDICAL CENTER.

SECTION 10

Your Committee has considered the following items and upon adoption of this report, the recommendations are as follows:

276741 AN AMENDMENT TO THE COOK COUNTY ETHICS ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Larry Suffredin, County Commissioner; Co-sponsored by Mike Quigley, Jerry Butler, Forrest Claypool, Earlean Collins, John P. Daley, Elizabeth Ann Doody Gorman, Gregg Goslin, Carl R. Hansen, Roberto Maldonado, Joseph Mario Moreno, Joan Patricia Murphy, Anthony J. Peraica, Peter N. Silvestri, Deborah Sims and Bobbie L. Steele, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

AN AMENDMENT TO THE COOK COUNTY ETHICS ORDINANCE

BE IT ORDAINED BY THE COOK COUNTY BOARD OF COMMISSIONERS, THAT:

The Cook County Ethics Ordinance, as amended, 04-O-18, is hereby amended by amending Article IV, Board of Ethics, Section 4.1, Composition of the Board, subsection (n) as follows:

- (n) The Board shall preserve all pertinent records and reports for a period of not less than ten years.

***Referred to the Committee on Finance on 03/15/06.**

COMMISSIONER SUFFREDIN, SECONDED BY COMMISSIONER SILVESTRI, MOVED THAT THE ORDINANCE (COMMUNICATION NO. 276741) BE APPROVED AND ADOPTED. THE MOTION CARRIED.

**06-O-18
ORDINANCE**

Sponsored by

THE HONORABLE LARRY SUFFREDIN, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE MIKE QUIGLEY, JERRY BUTLER, FORREST CLAYPOOL,
EARLEAN COLLINS, JOHN P. DALEY, ELIZABETH ANN DOODY GORMAN,
GREGG GOSLIN, CARL R. HANSEN, ROBERTO MALDONADO,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
PETER N. SILVESTRI, DEBORAH SIMS AND BOBBIE L. STEELE**

COUNTY COMMISSIONERS

AMENDMENT TO THE COOK COUNTY ETHICS ORDINANCE

PREAMBLE

WHEREAS, the County of Cook, Illinois is a home rule unit of local government pursuant to Article VII, Section 6(a) of the 1970 Illinois Constitution, and pursuant to the authority therein granted, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, on August 3, 1993, pursuant to its home rule powers, the Board of Commissioners of Cook County adopted an Ordinance establishing a Code of Ethical Conduct for Cook County officials and employees which Ordinance was effective September 1, 1993; and

WHEREAS, effective November 19, 2003, the General Assembly of Illinois enacted the State Officials and Employees Ethics Act, 5 ILCS 430 et seq., ("State Ethics Act") which establishes a code of ethical conduct for all state officers, members of the Illinois General Assembly, and state employees; and

WHEREAS, the State Ethics Act also provides that within six months of its enactment, Cook County shall regulate the political activities of certain officials and employees of Cook County, and the solicitation and acceptance of gifts by the offering and making of gifts to officials and employees of Cook County in a manner no less restrictive than the provisions of the State Ethics Act; and

WHEREAS, it is essential to the proper operation of representative government that public officials and employees be independent and impartial; that public office and employment not be used for personal gain, and that the public have full confidence in the integrity and fair and honest administration of government; and

WHEREAS, public officials and employees serve their government in a fiduciary capacity, and must act at all times to avoid conflicts of interest, impropriety, or even the appearance of impropriety; and

WHEREAS, a Code of Ethical Conduct will assist officials and employees of Cook County to conform their conduct to the highest acceptable standards and to properly discharge their fiduciary duties; and

WHEREAS, compliance with a Code of Ethical Conduct will improve standards of public service and strengthen the confidence of the people of Cook County in their government.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF COOK COUNTY, ILLINOIS, THAT THE CODE OF ETHICAL CONDUCT FOR COOK COUNTY IS AMENDED AS FOLLOWS:

ARTICLE I

DEFINITIONS

Whenever used in this Ordinance, the following terms shall have the following meanings:

- (a) "Agency" means the County Board, any committee or other subdivision thereof, any County department or other administrative unit, commission, board or other division of the government of the County.
- (b) "Board" or "Board of Ethics" means the Cook County Board of Ethics, as defined in Article IV of this Ordinance.

(c) "Campaign for elective office" means any activity in furtherance of an effort to influence the selection, nomination, election, or appointment of any individual to any federal, State, or local public office or office in a political organization, or the selection, nomination, or election of Presidential or vice-Presidential electors, but does not include activities (i) relating to the support or opposition of any executive, legislative, or administrative action, (ii) relating to collective bargaining, or (iii) that are otherwise in furtherance of the person's official duties.

(d) "Candidate" means any person who has filed nominating papers or petitions for nomination or election to an elected office, or who has been appointed to fill a vacancy in nomination, and who remains eligible for placement on the ballot at either a general primary election or general election or who has raised or expended money in pursuit of elected office.

(e) "Collective Bargaining" has the same meaning as that term is defined in Section 3 of the Illinois Public Labor Relations Act. (5 ILCS 5/1-3).

(f) "Compensated time" means any time worked by or credited to an employee that counts toward any minimum work time requirement imposed as a condition of employment but does not include any designated holidays or any period when the employee is on a leave of absence.

(g) "Compensatory time off" means authorized time off earned by or awarded to an employee to compensate in whole or in part for time worked in excess of the minimum work time required of that employee as a condition of employment.

(h) "Contribution" has the same meaning as that term is defined in Section 9-1.4 of the Election Code. (10 ILCS 5/9-1.4)

(i) "County" means the County of Cook and all government agencies of the County of Cook.

(j) "Compensation" means money, thing of value or other pecuniary benefit received or to be received in return for, or as reimbursement for, services rendered or to be rendered.

(k) "Contract management authority" means personal involvement in or direct supervisory responsibility for the formation or execution of a County contract, including without limitation the preparation of specifications, evaluation of bids or proposals, negotiation of contract terms or supervision of performance.

(l) "Economic interest" means any interest valued or capable of valuation in monetary terms; provided that "economic interest" is subject to the same exclusion as "financial interest".

(m) "Employee" means an individual employed by the County whether part-time or full-time or by a contract of employment. Employee shall include individuals employed by County Officers as referenced in Article VII, Section 4 (County Officers) of the Constitution of the State of Illinois. Employee shall not include judges of election.

(n) "Financial interest" means (i) any interest as a result of which the owner currently received or is entitled to receive in the future more than \$2,500 per year; (ii) any interest with a cost or present value of \$5,000 or more; or (iii) any interest representing more than 10% of a corporation, partnership, sole proprietorship, firm,

enterprise, franchise, organization, holding company, joint stock company, receivership, trust, or any legal entity organized for profit; provided, however, financial interest shall not include (1) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any value of or dividends of such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (2) the authorized compensation paid to an official or employee for his office or employment; (3) any economic benefit provided equally to all residents of the County; (4) a time or demand deposit in a financial institution; (5) an endowment or insurance policy or annuity contract purchased from an insurance company; (6) any accrued pension rights in the County fund or (7) with respect to a mutual fund, the individual securities of other instruments owned by the mutual fund.

(o) "Gift" means any gratuity, discount, entertainment, hospitality, loan, forbearance, or other tangible or intangible item having monetary value including, but not limited to, cash, food and drink, and honoraria for speaking engagements related to or attributable to government employment or the official position of an official or employee.

(p) "Leave of absence" means any period during which an employee does not receive (i) compensation for employment, (ii) service credit towards pension benefits, and (iii) health insurance benefits paid for by the employer.

(q) "Legislative action" means the introduction, sponsorship, consideration, debate, amendment, passage, defeat, approval, veto or other official action or non action on any ordinance, resolution, motion, order, appointment, application or other matter pending or proposed in the County Board or any committee or subcommittee thereof.

(r) "Official" means any elected Cook County official or appointed official regardless of whether the official is compensated or any appointed non-employee member of any agency of Cook County.

(s) "Person" means any individual, entity, corporation, partnership, firm, association, union, trust, estate, as well as any parent or subsidiary of any of the foregoing, and whether or not operated for profit.

(t) "Political activity" means any activity in support of or in connection with any campaign for elective office or any political organization, but does not include activities (i) relating to the support or opposition of any executive, legislative or administrative action, (ii) relating to collective bargaining, or (iii) that are otherwise in furtherance of the person's official duties.

(u) "Political organization" means a party, committee, association, fund, or other organization (whether or not incorporated) that is required to file a statement of organization with the State Board of Elections or a county clerk under section 9.3 of the Election Code (10 ILCS 5/9-3), but only with regard to those activities that require filing with the State Board of Elections or a county clerk.

(v) "Political fundraising committee" means any fund, organization, political action committee or other entity that, for purposes of influencing in any way the outcome of any election, receives or expends money or anything of value or transfers money or anything of value to any other fund, political party, candidate, organization, political action committee, or other entity.

(w) "Prohibited political activity" means:

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- (1) Preparing for, organizing, or participating in any political meeting, political rally, political demonstration, or other political event.
- (2) Soliciting contributions, including but not limited to the purchase of, selling, distributing, or receiving payment for tickets for any political fundraiser, political meeting, or other political event.
- (3) Soliciting, planning the solicitation of, or preparing any document or report regarding any thing of value intended as a campaign contribution.
- (4) Planning, conducting, or participating in a public opinion poll in connection with a campaign for elective office or on behalf of a political organization for political purposes or for or against any referendum question.
- (5) Surveying or gathering information from potential or actual voters in an election to determine probable vote outcome in connection with a campaign for elective office or on behalf of a political organization for political purposes or for or against any referendum question.
- (6) Assisting at the polls on election day on behalf of any political organization or candidate for elective office or for or against any referendum question.
- (7) Soliciting votes on behalf of a candidate for elective office or a political organization or for or against any referendum questions or helping in an effort to get voters to the polls.
- (8) Initiating for circulation, preparing, circulating, reviewing, or filing any petition on behalf of a candidate for elective office or for or against any referendum question.
- (9) Making contributions on behalf of any candidate for elective office in that capacity or in connection with a campaign for elective office.
- (10) Preparing or reviewing responses to candidate questionnaires in connection with a campaign for elective office or on behalf of a political organization for political purposes.
- (11) Distributing, preparing for distribution, or mailing campaign literature, campaign signs, or other campaign material on behalf of any candidate for elective office or for or against any referendum question.
- (12) Campaigning for any elective office or for or against any referendum question.
- (13) Managing or working on a campaign for elective office or for or against any referendum question.
- (14) Serving as a delegate, alternate, or proxy to a political party convention.

- (15) Participating in any recount or challenge to the outcome of any election.
- (x) "Prohibited source" means any person or entity who:
- (1) is seeking official action (i) by the official or (ii) in the case of an employee, by the employee or by the official, County agency or other employee directing the employee;
 - (2) does business or seeks to do business (i) with the official or (ii) in the case of an employee, with the employee or with the official, County agency or other employee directing the employee;
 - (3) conducts activities regulated (i) by the official or (ii) in the case of an employee, by the official, County agency or other employee directing the employee;
 - (4) has interests that may be substantially affected by the performance or non-performance of the official duties of the official or employee; or
 - (5) is registered or required to be registered with the County pursuant to the Cook County Lobbyist Ordinance, except that an entity not otherwise a prohibited source does not become a prohibited source merely because a registered lobbyist is one of its members or serves on its board of directors.
- (y) "Single Candidacy" means the time period during which a candidate is seeking office with primary election and general election being separate candidacies.
- (z) "State" means the State of Illinois.
- (aa) "Statement" means the disclosure of economic interest form required to be filed by the Illinois Governmental Ethics Act, 5 ILCS 420/4A-101 et seq.

ARTICLE II

CODE OF CONDUCT

2.1 Fiduciary Duty

Officials and employees shall at all times in the performance of their public duties owe a fiduciary duty to the County.

2.2 Improper Influence

No official or employee shall make, participate in making or in any way attempt to use his position to influence any County governmental decision or action in which he knows, he has reason to know or should know that he has any economic interest distinguishable from that of the general public of the County.

2.3 Dual Employment

- (a) No official or employee shall accept other employment which will impair his or her

independence of judgment in the exercise of his or her official duties.

- (b) No official or employee shall accept other employment which will impair his or her ability to perform his or her County duties and responsibilities.

2.4 Receiving and Soliciting Gifts and Favors

(a) Except as otherwise provided in this Ordinance, no official or employee shall intentionally solicit or accept any gift from any prohibited source or in violation of any federal or State statute, rule, or regulation, or any County ordinance, rule or regulation. This ban applies to and includes spouses of and immediate family living with the official or employee. No prohibited source shall intentionally offer or make a gift that violates this Section.

- (b) The restriction in Section 2.4(a) does not apply to the following:
 - (1) Opportunities, benefits, and services that are available on the same conditions as for the general public.
 - (2) Anything for which the official or employee or his or her spouse or immediate family member living with him or her pays the market value.
 - (3) Any (i) contribution that is lawfully made under the Election Code or under this Ordinance or (ii) activities associated with a fundraising event in support of a political organization or candidate.
 - (4) Educational materials and missions. This exception may be further defined by rules adopted by the Board of Ethics.
 - (5) Travel expenses for a meeting to discuss County business. This exception may be further defined by rules adopted by the Board of Ethics.
 - (6) A gift from a relative, meaning those people related to the individual as father, mother, son, daughter, brother, sister, uncle, aunt, great aunt, great uncle, first cousin, nephew, niece, husband, wife, grandfather, grandmother, grandson, granddaughter, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, half sister, and including the father, mother, grandfather, or grandmother of the individual's spouse and the individual's fiancé or fiancée.
 - (7) Anything provided by an individual on the basis of a personal friendship unless the official or employee has reason to believe that, under the circumstances, the gift was provided because of the official position or employment of the official or employee and not because of the personal friendship.

In determining whether a gift is provided on the basis of personal friendship, the official or employee shall consider the circumstances under which the gift was offered, such as:

- (i) the history of the relationship between the individual giving the gift and the recipient of the gift, including any previous exchange of gifts between those individuals;
 - (ii) whether to the actual knowledge of the official or employee the individual who gave the gift personally paid for the gift or sought a tax deduction or business reimbursement for the gift; and
 - (iii) whether to the actual knowledge of the official or employee the individual who gave the gift also at the same time gave the same or similar gifts to other officials or employees or their spouses or immediate family members living with them.
- (8) Food or refreshments not exceeding \$75 per person in value on a single calendar day; provided that the food or refreshments are (i) consumed on the premises from which they were purchased or prepared or (ii) catered. For purposes of this subsection, "catered" means food or refreshments that are purchased ready to eat and delivered by any means.
 - (9) Food, refreshments, lodging, transportation, and other benefits resulting from the outside business or employment activities (or outside activities that are not connected to the duties of the official or employee as an office holder or employee) of the official or employee, or the spouse of the official or employee, if the benefits have not been offered or enhanced because of the official position or employment of the official or employee, and are customarily provided to others in similar circumstances.
 - (10) Intra-governmental and inter-governmental gifts. For the purpose of this Ordinance, "intra-governmental gift" means any gift given to an official or employee of a County agency from another official or employee of the same County agency; and "inter-governmental gift" means any gift given to an official or employee of a County agency or department by an official or employee of another County agency or department, of a State of Illinois agency, of a federal agency, or of any governmental entity.
 - (11) Bequests, inheritances, and other transfers at death.
 - (12) Any item or items from any one prohibited source during any calendar year having a cumulative total value of less than \$100.

Each of the exceptions listed in this subsection (b) is mutually exclusive and independent of one another.

- (c) An official or employee does not violate this Ordinance if the official or employee promptly takes reasonable action to return the prohibited gift to its source or gives the gift or an amount equal to its value to an appropriate charity that is exempt from income taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as now or hereafter amended, renumbered, or succeeded.
- (d) Gifts which have a value of greater than \$100 (or a series of gifts with an aggregate value of greater than \$100 from one prohibited source during any twelve month period)

received by any official or employee from a prohibited source shall be disclosed to the Board of Ethics by the recipient within ten (10) business days of receipt. The disclosure shall include the name and government title of the recipient; the name, address, occupation and employer of the donor; a description of the gift and its value; and the intended use or disposition of the gift.

- (e) Any and all gifts having a value greater than \$100 and received by an official or employee for participating in speaking engagements, lectures, debates or organized discussion forums arising out of his or her County employment shall be disclosed to the Board of Ethics within ten (10) business days of receipt.

2.5 County Owned Property

No official or employee shall engage in or permit the unauthorized use of County-owned or County-leased property. County-owned and County-leased property shall only be used for official County business.

2.6 Use or Disclosure of Confidential Information

No official or employee shall use or disclose, other than (i) in the performance of his or her Official duties; (ii) as may be required by law; or (iii) as permitted in Section 2.13 of this Ordinance, confidential information gained in the course of or by reason of his position or employment. For purposes of this Section, "confidential information" means any information that may not be obtained pursuant to the Illinois Freedom of Information Act, as amended.

2.7 Conflicts of Interest

- (a) No official or employee shall make, or participate in making, any County governmental decision with respect to any matter in which the official or employee, or the spouse or dependent of the official or employee, has any economic interest distinguishable from that of the general public. For purposes of this Section 2.7, "dependent" shall have the same meaning as provided in the U.S. Internal Revenue Code, as amended.
- (b) Any employee who has a conflict of interest as described by subsection (a) above shall advise his or her supervisor of the conflict or potential conflict. The immediate supervisor shall either:
 - (i) assign the matter to another employee, or
 - (ii) require the employee to eliminate the economic interest giving rise to the conflict and only thereafter shall the employee continue to participate in the matter.
- (c) Any official who has a conflict of interest as described by subsection (a) above shall disclose the conflict of interest and shall not take any action or make any decisions regarding that particular matter.

2.8 Representation of Other Persons

- (a) No elected official or employee may represent, or have an economic interest in the representation of any person other than the County in a formal or informal proceeding or transaction before any County agency in which the agency's action or non-action is of a non-ministerial nature.
- (b) No elected official or employee may have an economic interest in the representation of

any person in any judicial or quasi-judicial proceeding before any administrative agency or court in which the County is a party and that person's interest is directly adverse to that of the County.

- (c) No appointed official may represent any person in the circumstances described in subsection (a) or (b) unless the matter is wholly unrelated to the appointed official's County duties and responsibilities.
- (d) For purposes of this Section, "economic interest" shall not include the interest of the spouse of an official or employee which interest is related to the independent occupation, profession or employment of the spouse.

2.9 Post Employment Restrictions

- (a) No former official or employee shall assist or represent any person other than the County in any judicial or administrative proceeding involving the County if the official or employee was counsel of record or participated personally and substantially in the proceeding during his or her term of office or employment.
- (b) No former official or employee shall assist or represent any person in any business transaction involving the County, if the official or employee participated personally and substantially in that transaction during his or her term of office or employment.
- (c) No former official or employee may, for a period of one year after the termination of his or her term of office or employment, knowingly accept employment or receive compensation or fees for services from an employer if the employee or official, during the year immediately preceding termination of County employment and on behalf of the County, participated personally and substantially in the decision to award County contracts with a cumulative value of over \$25,000 to the person or entity, or its parent or subsidiary.
- (d) The requirements of this Section may be waived by the Board of Ethics if the Board of Ethics finds in writing that the County's negotiations and decisions regarding the procurement of the contract or contracts were not materially affected by any potential for employment of that official or employee by the employer.
- (e) This Section applies only to persons who terminate an affected position on or after the effective date of this Ordinance.

2.10 Interest in County Business

- (a) No elected official or employee shall have a financial interest in his or her own name or in the name of any other person in any contract, work or business of the County or in the sale of any article, whenever the expense, price or consideration of the contract, work, business or sale is paid with funds belonging to or administered by the County. Compensation for property taken pursuant to the County's eminent domain power shall not constitute a financial interest within the meaning of this Section. Unless sold pursuant to a process of competitive bidding following public notice, no elected official or employee shall have a financial interest in the purchase of any property that (i) belongs to the County, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the County.
- (b) No appointed official shall engage in a transaction described in subsection (a) unless the

matter is wholly unrelated to the appointed official's County duties and responsibilities.

- (c) For purposes of this Section, "financial interest" shall not include the interest of the spouse of an official or employee which interest is related to the independent occupation, profession or employment of the spouse.

2.11 Employment of Relatives

- (a) No official or employee shall participate in a hiring decision, in any agency over which such official or employee either serves or exercises immediate supervision with respect to any person who is a relative of the official or employee.
- (b) No official or employee, on behalf of any County agency, shall participate in a decision whether to contract with any person with whom or in which the Official or Employee knows that a relative of that official or employee has a financial interest.
- (c) For purposes of this Section, relative shall mean a person who is related to an official or employee as spouse or any of the following, whether by blood, marriage or adoption: parent, child, brother, sister, aunt, uncle, niece, nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother or half-sister.

2.12 Political Activity

- (a) No official or employee shall compel, coerce or intimidate any County official or employee to make or refrain from making any political contribution. No official shall directly solicit any political contribution from his or her employees or the spouses of or immediate family living with his or her employees. Nothing in this subsection (a) shall be construed to prevent any official or employee from voluntarily making a contribution or from receiving a voluntary contribution.
- (b) No employee with contract management authority shall serve on the political fundraising committee of any elected official or candidate for County office.
- (c) County employees shall not intentionally perform any prohibited political activity during any compensated time (other than vacation, personal, or compensatory time off). County employees shall not intentionally misappropriate any County property or resources by engaging in any prohibited political activity for the benefit of any campaign for elective office or any political organization.
- (d) At no time shall any official or employee intentionally misappropriate the services of any County employee by requiring that employee to perform any prohibited political activity (i) as part of that employee's County duties, (ii) as a condition of County employment, or (iii) during any time off that is compensated by the County (such as vacation, personal, or compensatory time off).
- (e) A County employee shall not be required at any time to participate in any prohibited political activity in consideration for that employee being awarded any additional compensation or employee benefit, in the form of a salary adjustment, bonus, compensatory time off, continued employment, or otherwise.
- (f) A County employee shall not be awarded any additional compensation or employee benefit, in the form of a salary adjustment, bonus, compensatory time off, continued

employment, or otherwise, in consideration for the employee's participation in any prohibited political activity.

- (g) Nothing in this Section prohibits activities that are otherwise appropriate for a County employee to engage in as a part of his or her official County employment duties or activities that are undertaken by an employee on a voluntary basis as permitted by law.

2.13 Whistleblower Protection

No complainant, or employee acting on behalf of a complainant, shall be discharged, threatened or otherwise discriminated against regarding compensation, terms, conditions, location or privileges of employment because:

- (a) the complainant or employee acting on behalf of the complainant reports or is about to report, verbally or in writing, a violation or suspected violation of this Ordinance; or
- (b) the complainant or employee acting on behalf of the complainant is requested to participate in an investigation, hearing or inquiry held pursuant to this Ordinance, or in any related court action.

This Section shall not apply to a complainant, or employee acting on behalf of a complainant, who knowingly makes a false report.

2.14 Limitations of Contributions to Candidates and Elected Officials

- (a) No person who has done business with the County within the preceding four years or is seeking to do business with the county shall make contributions in an aggregate amount exceeding \$1,500 (i) to any candidate for County office or elected County official during a single candidacy; or (ii) to an elected official of the government of the County during any non-election year of his or her term. The combined effect of these provisions is intended to permit total contribution up to but not exceeding \$3,000 in a year in which a candidacy occurs. A year for purposes of this Section is from January 1st to December 31st of each year.
- (b) For purposes of subsection (a) above, an entity and its subsidiaries, parent company or otherwise affiliated companies, and any of their employees, officers, directors and partners who make a political contribution for which they are reimbursed by the entity or its affiliates shall be considered a single person. However, nothing in this provision shall be construed to prohibit such an employee, officer, director or partner from making a political contribution for which he is not reimbursed by a person with whom he or she is affiliated, even if that person has made the maximum contribution allowed under subsection (a).
- (c) Any contributions made under this Section shall be reported as required by the Election Code, 10 ILCS 5/1-1 et. seq.
- (d) For purposes of subsection (a) above, "done business" or "doing business" means any one or any combination of sales, purchases, leases or contracts to, from or with the County or any County agency in excess of \$10,000 in any twelve consecutive months.
- (e) For purposes of subsection (a) above, "seeking to do business" means taking action within the past six months to obtain a contract or business with the County when, if such action were successful, it would result in the person doing business with the County as defined in subsection (d) above.

2.15 Newsletters, Brochures, Public Service Announcements, and Promotional Materials

- (a) County funds and resources may not be used by any elected County official to print or pay for the printing of any newsletters or brochures during the period beginning February 1 of the year of a general primary election and ending the day after such general primary election and during a period beginning September 1 of the year of a general election and ending the day after such general election if the elected County official is a candidate in such primary or general election. A County elected official may not mail, during the period beginning February 1 of the year of a general primary election and ending the day after such general primary election and during a period beginning September 1 of the year of a general election and ending the day after such general election, any newsletters or brochures that were printed at any time using County funds or resources if the elected County official is a candidate in such primary or general election.
- (b) This Section shall not apply to any informational brochures that are solely related to and accompany any mailing of a property tax bill, notice of property tax assessment, or notice of voter registration or polling place information, or to a brochure mailed to a constituent in response to that constituent's inquiry concerning the needs of that constituent or questions raised by that constituent.
- (c) No public service announcement or advertisement that is on behalf of any County administered program and contains the proper name, image, or voice of any elected County official shall be broadcast or aired on radio or television or printed in a commercial newspaper or commercial magazine at any time on or after the date that the elected County official files nominating papers for any elected office, and for any time thereafter that the elected County official remains a candidate for any office.
- (d) The proper name or image of any elected official may not appear on any (i) bumper stickers, (ii) commercial billboards, (iii) lapel pins or buttons, (iv) magnets, or (v) stickers, if designed, paid for, produced, and/or distributed with public funds. This subsection does not apply to existing inventories of items in stock on or before the effective date of this Ordinance.

2.16 Ethics Education Seminar

- (a) Each elected official, members of each elected official's personal staff and each employee holding a senior administrative service position with the County, upon due notice, shall attend an ethics education seminar offered on a regular basis by the Board of Ethics within 120 days of the effective date of this amendatory ordinance or within 120 days of becoming an elected official, becoming a member of an elected official's personal staff, or holding a senior administrative service position with the County (or as soon thereafter as an ethics education seminar is offered by the Board of Ethics) and every four years thereafter. The seminar shall educate persons as to their duties and responsibilities under this Ordinance.
- (b) The Board of Ethics shall define "senior administrative service position" by rule.

ARTICLE III

FINANCIAL DISCLOSURE

Officers and employees shall file verified written statements of economic interests as required by the Illinois Governmental Ethics Act, 5 ILCS 420/4A-101 et seq. All statements shall be available in electronic form for examination and duplication by the Board of Ethics upon request.

ARTICLE IV

BOARD OF ETHICS

4.1 Composition and Powers of Board

A Board of Ethics is hereby established which:

- (a) Shall be composed of five (5) members appointed by the President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners and will take into account the diversity of communities and conditions protected by this Ordinance. The Board shall have an executive director who shall be appointed by the President.
- (b) Each member of the Board shall (i) reside within the corporate boundaries of the County; (ii) not be an employee of the County or any agency thereof; (iii) not hold elected public or political party office within the County; (iv) have no financial interest in any work or business of or official action by the County; (v) not take an active part in managing the political campaign of a candidate for County office; (vi) not be convicted of any felony or any crime involving moral turpitude; (vii) not be engaged in activities that require registration under the Cook County Lobbyist Registration Ordinance; and (viii) not be related, either by blood or by marriage up to the degree of first cousin, to any elected official of Cook County.
- (c) The members of the Board shall be appointed for a term of four years and hold office until their successors have been appointed. The initial appointment of the members shall be as follows: one member for four years; two members for three years; and two members for two years.
- (d) Any member of the Board may be removed by the President, with the advice and consent of the Board of Commissioners, for incompetence, substantial neglect of duty, gross misconduct, malfeasance in office, or violation of any law, after written notice, stating the grounds for removal.
- (e) Board members shall receive no compensation for their services.
- (f) The Board shall conduct hearings, if necessary, and rule upon matters brought before it by the executive director. The executive director shall receive and initiate complaints of violations of the Ordinance. The executive director shall conduct investigations and shall present the findings of such investigations for such action as the Board determines is appropriate. The Board's authority to investigate an alleged violation of this Ordinance is limited to violations which occurred not more than two (2) years prior to the date upon which a complaint is received or discovery of the fact that an alleged violation has occurred.
- (g) The executive director shall investigate alleged violations of this Ordinance. County agencies, employees and officials shall cooperate with the Board and the executive director. Information necessary to any investigation shall be made available to the executive director upon written request.
- (h) The Board shall have the authority to issue a subpoena for the appearance of witnesses, the production of evidence, or both, in the course of investigations and hearings. A subpoena shall be served in the same manner as subpoenas issued under the rules of the Illinois Supreme Court and shall be subject to the same witness and mileage fees fixed by law for such subpoenas. The Board shall adopt rules as necessary to implement this process.

- (i) Upon determination by a majority of the Board that there is reason to believe that a violation of this Ordinance has occurred, the Board may (i) notify the person who may have violated the Ordinance and request corrective action; (ii) recommend to the President or the appropriate elected official that disciplinary or other action within the elected official's authority should be taken in relation to the potential violation; and (iii) recommend to the President or the appropriate elected official such other remedies as shall be appropriate. All recommendations shall be in writing and shall be set forth with specificity including a statement of reasons in support. An elected official to whom a recommendation has been sent shall, within 30 days of receipt of the recommendation, report to the Board in writing the actions taken on the recommendation and, to the extent that any recommended action is declined or different action is taken, provide a statement of reasons for that decision.
- (j) The Board may also advise, by means of written advisory opinions, and may consult with the County Board of Commissioners, President, County agencies, officials and employees on matters involving this Ordinance.
- (k) The Board may also from time to time recommend to the President or the Board of Commissioners such legislative action as it deems appropriate to effectuate the policy of this Ordinance.
- (l) The Board may adopt appropriate rules, definitions and regulations for the conduct of Board activities and duties as set forth in this Ordinance.
- (m) The Board shall prepare and publish an annual report summarizing the Board's activities and present the report to the President and the Board of Commissioners.
- (n) The Board shall preserve all pertinent records and reports for a period of not less than ten years.

4.2 Confidentiality

Investigations and consideration by the Board of potential violations of this Ordinance shall be confidential, except as necessary to carry out powers and duties of the Board or to enable another person or agency to consider and act upon the notices and recommendations of the Board. The final determinations of the Board shall be made available to the public with such deletions as may be necessary to prevent disclosure of any information the Board determines to be confidential, in accordance with the Illinois Freedom of Information Act, as amended. The Board may require all persons who may be privy to confidential information regarding any aspect of its investigation sign an acknowledgement regarding the confidentiality of the information as provided in this Section 4.2.

ARTICLE V

SANCTIONS FOR VIOLATION

5.1 Employment Sanctions

Any employee or official found to have violated any provision of this Ordinance, or to have knowingly furnished false or misleading information in any investigation, hearing or inquiry held pursuant to this Ordinance, shall be subject to employment sanctions, including discharge. The

provisions of this Ordinance shall not limit the power of officials to otherwise discipline employees.

5.2 Fines

- (a) As authorized by the State Officials and Employees Ethics Act, the Board may impose a fine of up to \$5,000 per violation against any person found by the Board to have violated, intentionally obstructed or interfered with an investigation of, or intentionally made a false, frivolous or bad faith allegation under Section 2.4 or 2.12 of this Ordinance.
- (b) As authorized by the State Officials and Employees Ethics Act, a person who intentionally violates any provision of Section 2.4. of the Ordinance is guilty of a business offense and subject upon conviction to a fine of at least \$1,001 and up to \$5,000.
- (c) As authorized by the State Officials and Employees Ethics Act, a person who intentionally violates any provision of Section 2.12 of the Ordinance is guilty of a Class A misdemeanor.
- (d) Any person found by the Board to have knowingly violated any provision of this Ordinance other than Sections 2.4 and 2.12, or to have knowingly furnished false or misleading information to the Board, shall be subject to a fine not to exceed \$500, for any one offense.

5.3 Validity of Contract

Any contract negotiated, entered into, or performed in violation of any of the provisions of this Ordinance shall be voidable by the County.

ARTICLE VI

MISCELLANEOUS PROVISIONS

6.1 Severability

If any provision of this Ordinance or application thereof to any Person or circumstance is held unlawful or otherwise invalid, such invalidity does not affect other provisions or applications of this Ordinance which can be given effect without the invalid application or provision, and to this end each such invalid provision or application of this Ordinance is severable. It is hereby declared to be the intent of the Board of Commissioners that this Ordinance would have been issued had any such unlawful or otherwise invalid provision or application not been included.

ARTICLE VII

EFFECTIVE DATE

Approved and adopted September 1, 1993; amended June 22, 1999, which amendment became effective July 1, 1999; further amended July 8, 1999, which amendment became effective July 8, 1999; and further amended May 18, 2004, which amendment shall become effective May 18, 2004 and further amended May 3, 2006 which amendment shall become effective May 3, 2006.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

276742 AN AMENDMENT TO THE COOK COUNTY LOBBYIST REGISTRATION ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Larry Suffredin, County Commissioner; Co-sponsored by Mike Quigley, Jerry Butler, Forrest Claypool, Earlean Collins, John P. Daley, Elizabeth Ann Doody Gorman, Gregg Goslin, Carl R. Hansen, Roberto Maldonado, Joseph Mario Moreno, Joan Patricia Murphy, Anthony J. Peraica, Peter N. Silvestri, Deborah Sims and Bobbie L. Steele, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

**AN AMENDMENT TO THE LOBBYIST COOK COUNTY
REGISTRATION ORDINANCE**

**BE IT ORDAINED BY THE COOK COUNTY BOARD OF COMMISSIONERS,
THAT:**

The Cook County Lobbyist Registration Ordinance, 93-O-22, is hereby amended by amending Section A, Section 7, "Duties of the Clerk," subsection (a) as follows:

Section 7. Duties of the Clerk

(a) It shall be the duty of the Clerk to provide appropriate forms for the registration and reporting of information required by this Ordinance and to keep such registrations and reports on file in his or her office for ~~three~~ ten years from the date of filing. The Clerk shall also maintain a listing of registered lobbyists. Such records and listing shall be considered public information and open to public inspection during normal business hours.

***Referred to the Committee on Finance on 03/15/06.**

**COMMISSIONER SUFFREDIN, SECONDED BY COMMISSIONER SILVESTRI, MOVED
THAT THE ORDINANCE (COMMUNICATION NO. 276742) BE APPROVED AND ADOPTED.
THE MOTION CARRIED.**

**06-O-19
ORDINANCE**

Sponsored by

THE HONORABLE LARRY SUFFREDIN, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE MIKE QUIGLEY, JERRY BUTLER, FORREST CLAYPOOL,
EARLEAN COLLINS, JOHN P. DALEY, ELIZABETH ANN DOODY GORMAN,
GREGG GOSLIN, CARL R. HANSEN, ROBERTO MALDONADO,**

**JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
PETER N. SILVESTRI, DEBORAH SIMS AND BOBBIE L. STEELE
COUNTY COMMISSIONERS**

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF COOK COUNTY, ILLINOIS:

SECTION A. The Cook County Lobbyist Registration Ordinance is amended to read as follows:

Section 1. Short Title.

This Ordinance shall be known as the Cook County Lobbyist Registration Ordinance.

Section 2. Definitions.

As used in this Ordinance, unless the context otherwise requires:

(a) "Administrative action" means the execution or rejection of any rule, regulation, legislative rule, standard, fee, rate, contractual agreement, purchasing agreement or other delegated legislative or quasi-legislative action to be taken or withheld by any county official or county employee.

(b) "Board" means the Cook County Board of Commissioners and any and all of its standing or special committees or subcommittees.

(c) "Clerk" means the duly elected or appointed Clerk of Cook County, Illinois.

(d) "Commissioner" means any of the duly elected or duly appointed Cook County Commissioners.

(e) "Compensation" means money, thing of value or other pecuniary benefits received or to be received in return for, or as reimbursement for, or as a result of, services rendered or to be rendered, for lobbying. This includes a contract, promise or agreement, whether or not legally enforceable, to provide or arrange for compensation for services rendered or to be rendered.

(f) "County" means the County of Cook, Illinois.

(g) "County agency" means any board, commission, department or authority under the jurisdiction of the President or Board or any other county official.

(h) "County employee" means an individual employed by the county whether part-time or full-time.

(i) "County matter" means any executive action, legislative action or administrative action.

(j) "County official" means the Assessor, members of the Board of (Tax) Appeals, Clerk of the Circuit Court, Clerk, Commissioners, President, Recorder of Deeds, Sheriff, State's Attorney, Regional Superintendent of Schools and Treasurer of Cook County, and any county agency or member thereof.

(k) "Executive action" means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection or postponement by a county official or

county employee of a rule, regulation, order, decision, determination, contractual agreement, purchasing agreement or other quasi-legislative or quasi-judicial action or proceeding.

(l) "Expenditure" means anything having a value of \$10.00 or more including, but not limited to, a payment, distribution, loan, advance, deposit, political contribution, honoraria, travel or entertainment expense, meal or beverage expense, or gift of money. This includes a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure, for services rendered or to be rendered.

(m) "file," "filed", or "filing" means:

(i) delivery to an office of the Clerk by the close of business of the prescribed filing date, or;

(ii) deposit with the United States Postal Service, postage prepaid, in sufficient time so that the mailed document(s) arrive at an office of the Clerk by the close of business of the prescribed filing date.

(n) "Gift" means anything having a value of \$10.00 or more given without consideration or expectation of return.

(o) "Legislation" means ordinances, resolutions, amendments, nominations, appointments, reports, contracts or proposed contracts, and other matters pending or proposed in the Board or which require Board approval.

(p) "Legislative action" means the development, drafting, introduction, consideration, modification, adoption, rejection, review, enactment, or passage or defeat of any ordinance, amendment, motion, resolution, report, nomination, administrative rule or other matter by any county official or county employee. Legislative action also means the action of the President in approving or vetoing any ordinance, resolution or motion or portion thereof, and the action of any county official or county employee in the development of a proposal for introduction before the Board.

(q) "Lobby" or "lobbying" means to, for compensation attempt to influence a county official or county employee with respect to any county matter.

(r) "Lobbyist" means any person who lobbies.

(s) "Person" means any individual, entity, corporation, partnership, firm, association, membership association, union, trust, or estate, as well as any parent or subsidiary of any of the foregoing, and whether or not operated for profit.

(t) "Political contribution" means any money or thing of value given to a political committee, as defined in 10 ILCS 5/9-1.9, in Cook County.

(u) "President" means the President of the Cook County Board of Commissioners.

Section 3. Persons Required to Register.

The following persons shall register with the Clerk as provided in this Ordinance:

(a) Any person who lobbies.

(b) Any person whose duties as an employee of another person include lobbying.

(c) Any person who employs or contracts with another person for the purpose of lobbying, unless the existence of the employer or contractor and all expenditures made by the employer or contractor are fully disclosed by a lobbyist required to register under subsection (a) or (b).

Section 4. Persons Not Required to Register.

This Ordinance is not intended and shall not be construed to apply to the following:

(a) Persons who own, publish, or are employed by a newspaper or other regularly published periodical, or who own or are employed by a radio station, television station, or other bona fide news medium which in the ordinary course of business disseminates news, editorial or other comment, or paid advertisements for the purpose of influencing any county matter. This exemption shall not be applicable to such an individual insofar as he or she receives additional compensation or expenses from some source other than the bona fide news medium for the purpose of influencing any county matter. This exemption does not apply to newspapers and periodicals owned by or published by trade associations and profit corporations engaged primarily in endeavors other than the dissemination of news.

(b) Persons providing professional services in drafting bills or in advising and rendering opinions to clients as to the construction and effect of proposed or pending legislation where such professional services are not otherwise, directly or indirectly, connected with legislative action.

(c) Elected officials and or employees of other units of government acting in their official capacity.

(d) Persons who, by reason of their special skills or knowledge of any matter pending before the Board, are requested in writing by a Commissioner or the President to discuss such matter before the Board, regardless of whether or not such persons receive compensation for so appearing. This exemption shall only be applicable to the extent that such persons appear in the foregoing capacity. To the extent that such persons also engage in activities with respect to which this Ordinance otherwise requires them to register, they shall so register with respect to those activities.

(e) Any full-time employee of a bona fide church or religious organization who represents that organization solely for the purpose of protecting the right of the members thereof to practice the religious doctrines of such church or religious organization.

(f) Persons seeking to do business with Cook County whose lobbying activities are limited to occasional sales-related inquiries or solicitations, the submission of bids, or responses to Requests for Proposals or Requests for Qualifications, and who make no expenditures which would otherwise be reportable under Section 6 of this Ordinance.

(g) Persons representing clients before county agencies which conduct adversarial, assessment or quasi-judicial hearings and the decisions of which may ultimately be appealed to the Circuit Court of Cook County or the Board, representing clients in court proceedings and in anticipation of court proceedings, and representing clients at internal disciplinary hearings. This exemption shall only be applicable to the extent that such persons appear in the foregoing capacity. To the extent that such persons also engage in activities with respect to which this Ordinance otherwise requires them to register, they shall so register with respect to those activities.

(h) Persons who are negotiating the terms of a collective bargaining agreement or other contract. This exemption shall only be applicable to the extent of such activity. To the extent that such persons also engage in activities with respect to which this Ordinance otherwise requires them to register, they shall so register with respect to those activities.

(i) Persons lobbying on behalf of a neighborhood, community or civic organization who receive no compensation and who make no expenditures to or for the benefit of a county official or county employee in connection with such lobbying. This exemption shall only be applicable to the extent that such persons appear in the foregoing capacity. To the extent that such persons also engage in activities with respect to which this ordinance otherwise requires them to register, they shall so register with respect to those activities.

(j) County officials and county employees acting in their official capacity.

(k) Persons providing recommendations for other persons seeking employment with the county. This exemption shall only be applicable to the extent that such persons are involved in such activities. To the extent that such persons also engage in activities with respect to which this Ordinance otherwise requires them to register, they shall so register with respect to those activities.

(l) Persons who are owners, directors, officers or full-time employees of a business, which person's lobbying activities are limited to fewer than two county matters per calendar year which would otherwise require registration under Section 3 and who make no expenditures which would otherwise be reportable under Section 6 of this Ordinance.

Section 5. Information Required of Registrants.

Within 30 days of engaging in any activity which requires such person to register, and subsequently between January 1 and January 20 of each year, every person required to register under Section 3 shall file in the office of the Clerk a written statement, subscribed under oath before a notary public, containing the following information:

(a) The registrant's name, permanent address and temporary address (if any) while lobbying.

(b) The registrant's business affiliation and business address, or, if none, the statement that the registrant is a sole proprietor.

(c) With respect to each person on behalf of which the registrant acts as a lobbyist:

(i) the name, business address, permanent address and nature of the business of the person;

(ii) whether the relationship is expected to involve compensation or expenditures or both; and

(iii) a brief description of the county matter in reference to which such service is to be rendered.

(d) The name, business address, and permanent address of each person employed by the registrant to perform such lobbying services or who appears on behalf of the registrant.

(e) A picture of the registrant.

(f) In the event any substantial change or addition occurs with respect to the information required by this Ordinance to be contained in the registration statement, including the addition or subtraction of a client, an amendment to the statement shall be filed with the Clerk within 14 days.

In addition to other penalties provided in this Ordinance, any person filing a late registration under this Section shall be assessed a late filing fee of \$10 per day the registration is late, payable to the Clerk upon filing. Any person filing a late registration after January 31 shall also be subject to a penalty of \$100 per day, to be levied as set forth in Section 9.

Section 6. Reports.

Every person so registering shall, so long as his or her activity continues, file with the Clerk between the first and twentieth day of January and between the first and twentieth day of July a report under oath of all expenditures made by him or her to or for the benefit of a county official or county employee, notwithstanding whether lobbying was occurring at the time of the expenditure, during the previous six calendar months. The report shall show in detail the county official or county employee to whom or for whose benefit such expenditures were made. Expenditures made by the registrant shall include expenditures made by the registrant's employer and/or contractor for whom the registrant is performing lobbying services unless the employer or contractor independently registers and reports pursuant to Section 3(c). If the registrant lobbies for more than one person, he or she shall identify which expenditures were made on behalf of each such person. Any expenditure over \$100 shall disclose not only the amount of the expenditure and to whom or for whose benefit such expenditure was made, but also disclose the date of the expenditure, the use and purpose for which the expenditure was made, and the county matter in connection with which said expenditure was made. If the registrant made no such expenditures during the reporting periods herein described, he or she shall file and state herein that he or she had no such expenditures.

Individual expenditures which aggregate \$100 or less otherwise required to be reported hereunder may be reported in aggregate amounts without detail, provided that any gift solicited by a county official or county employee must be reported in detail as set forth above, additionally listing the recipient of such gift.

Such reports shall include for each client the following aggregate expenses attributable to lobbying activities, to be identified as such: advertising and publications; lodging and travel that are not reported by another registrant; educational or advocacy expenses; honoraria; meals, beverages, and entertainment expenses; political contributions; and gifts.

With respect to each client of the registrant, the registrant shall report the following: (i) the name, business and permanent address and nature of business of the client and any other business entities on whose behalf lobbying was performed for the same compensation; (ii) a statement of the amount of compensation; (iii) the name of each person lobbied and a brief description of the county matter involved.

A registrant who terminates employment or duties which required him or her to register under this Ordinance shall give the Clerk, within 30 days after the date of such termination, written notice of such termination and shall include therewith a report of the expenditures described herein, covering the period of time since the filing of his or her last report to the date of termination of employment. Such notice and report shall be final and relieve such registrant of further reporting under this Ordinance unless and until he or she later takes employment or assumes duties requiring him or her to again register under this Ordinance.

Failure without just cause to file any such report within the time designated herein or the knowing reporting of false or incomplete information shall constitute a violation of this Ordinance. In addition to other penalties provided in this Ordinance, any person filing a late report under this Section shall be assessed

a late filing fee of \$10 per day the report is late, payable to the Clerk upon filing. Any person filing a late report after January 31 (for reports due by January 20) or after July 31 (for reports due by July 20) shall also be subject to a penalty of \$100 per day, to be levied as set forth in Section 9. Any registrant who is required to file a report hereunder may effect one 30-day extension of time for filing the report by filing with the Clerk, not less than 10 days before the date on which the statement is due, a declaration of his intention to defer the filing of the report. The filing of such declaration shall suspend application of the penalty provisions contained herein for the duration of the extension. Failure to file by the extended date shall constitute a violation of this Ordinance and shall subject the registrant to the penalty described herein.

Section 7. Duties of the Clerk.

(a) It shall be the duty of the Clerk to provide appropriate forms for the registration and reporting of information required by this Ordinance and to keep such registrations and reports on file in his or her office for ~~three~~ ten years from the date of filing. The Clerk shall also maintain a listing of registered lobbyists. Such records and listing shall be considered public information and open to public inspection during normal business hours.

(b) The Clerk shall administer this Ordinance. The Clerk shall review all forms that are filed for completeness. The Clerk shall report all violations and suspected violations of this Ordinance to the State's Attorney of Cook County.

Section 8. Restricted Activities.

(a) No person shall retain or employ another to lobby for compensation contingent in whole or in part upon the result obtained or the final disposition of any matter, and no person shall accept any such employment or render any such service for contingent compensation.

(b) No county official or county employee may solicit any personal gift from a registrant. Personal gifts do not include contributions required to be reported under Article 9 of the Election Code or under federal election law, or contributions solicited for bona fide humanitarian, civic, charitable or religious organizations, events or efforts.

(c) No registrant shall knowingly make a false statement in any report required to be filed under this Ordinance.

(d) No county official or county employee shall receive compensation for lobbying County government other than from the County.

Section 9. Enforcement.

(a) Any person found by a court to be guilty of filing a late registration or report after January 31 (in the case of reports due after by January 20) or after July 31 (in the case of reports due by July 20) shall be assessed a fine of \$100 per day late.

(b) In addition to the penalties provided for in subsection (a) of this Section, any person convicted of any violation of any provision of this Ordinance is prohibited for a period of three years from the date of the conviction from engaging, directly or indirectly, in any lobbying activities.

Section 10. Right To Petition County Officials.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Nothing in this ordinance shall be construed to infringe in any way the right of a citizen to lawfully petition a Commissioner or any other county official as guaranteed by the constitutions of the United States and the State of Illinois.

Section 11. Venue.

Any violation of this Ordinance may be prosecuted in the Circuit Court of Cook County, Illinois, by the State's Attorney of Cook County.

Section 12. Severability.

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 13. Effective Date.

This Ordinance shall take effect immediately after passage and the disclosure and reporting requirements outlined in Sections 5 and 6 shall apply to all persons who, at any time after May 1, 1991, came or come within the scope of Section 3, as limited by Section 4. Initial reports required to be filed under Section 6 of this Ordinance shall be due within sixty days of passage.

SECTION B. This amendatory Ordinance shall be effective July 1, 1993. All reports filed with respect to the time period prior to July 1, 1993 shall comply with the requirements in effect prior to the effective date of this amendatory Ordinance.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

SECTION 11

Your Committee has considered the highway bills submitted by the Superintendent of Highways for approval and payment.

Your Committee, after considering said bills, recommends that they be, and by the adoption of this report, approved.

**COOK COUNTY, ILLINOIS
COMPTROLLER'S OFFICE JOURNAL
BILLS TRANSMITTED FROM DEPARTMENT OF HIGHWAYS
COOK COUNTY HIGHWAY DEPARTMENT – MAY 3, 2006**

VENDOR	DESCRIPTION	AMOUNT
<u>MOTOR FUEL TAX FUND NO. 600-600</u>		
James Fiala Paving Company	Section: 02-W2222-01-FP	\$ 128,503.70

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

	Wolf Road, Plainfield Road to 55th Street Estimate #1	
Central Blacktop Company, Inc.	Section: 04-B3919-02-RS Group 4-2004: 79th Street, German Church Road to Wolf Road Estimate #12	7,666.15
Central Blacktop Company, Inc.	Section: 01-W3016-02-FP 88th/86th Avenue, 111th Street to 103rd Street Estimate #13	76,516.52
Gallagher Asphalt Corporation	Section: 01-B5919-03-RS 167th Street, Will-Cook County Line to 96th Avenue Estimate #15	16,323.95
Gallagher Asphalt Corporation	Section: 04-W4603-03-FP Group 6-2005: Olympian Way/Kedzie Avenue Estimate #1	129,362.50
Greco Contractors, Inc.	Section: 01-W3019-05-RP 88th Avenue, 87th Street to 79th Street Estimate #3	30,712.87
H & H Electric Company	Section: 02-TSCMC-03-TL Traffic Signal Modernization (19 Locations) Estimate #18	20,834.28
K-Five Construction Corporation	Section: 04-W2513-04-RS 104th Avenue, 131st Street to 107th Street Estimate #7	52,928.18
K-Five Construction Corporation	Section: 01-B7528-05-PV 123rd Street, Cicero Avenue to Kedzie Avenue Estimate #2	111,044.50
K-Five Construction Corporation	Section: 04-B7530-01-FP 123rd Street, Kedzie Avenue to Grand Trunk Western Railroad Estimate #21	51,545.33

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

K-Five Construction Corporation	Section: 97-B5014-01-PV 127th Street, State Street to Archer Avenue Estimate #15	55,550.00
K-Five Construction Corporation	Section: 04-B5332-02-CH 138th Street at Halsted Street Estimate #10	83,477.54
K-Five Construction Company, Inc.	Section: 03-B8336-03-FP Michigan City Road, 154th Street to Indiana State Line Estimate #11	107,239.00
K-Five Construction Company, Inc.	Section: 96-W2312-02-FP Wolf Road, 143rd Street to 123th Street Estimate #2	136,570.40
Plote Construction, Inc.	Section: 02-A7814-03-FP Group 4-2005: Willow Road/Schoenbeck Road Estimate #1	75,722.00
HNTB Corporation	Section: 02-26347-03-LS Edens Expressway East Frontage Road, Dundee Road to Lake-Cook Road Landscaping - Package #2 Estimate #24	5,375.96
Christopher B. Burke Engineering, Ltd.	Section: 99-6HESS-04-ES Hydraulic Engineering and Surveying Services Various locations Work Order #5, Estimate #6 and final	4,071.05
Patrick Engineering, Inc.	Section: 02-W5208-02-RP Center Street (Part B), 171st Street to 159th Street Estimate #8	17,187.66
Teng & Associates, Inc.	Section: 01-B7528-05-PV 123rd Street (Part B), Cicero Avenue to Kedzie Avenue (Grand Trunk Western Railroad)	12,291.01

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

	Estimate #6 and final - GANDHI	
Morton Salt	Section: 05-8SALT-26-GM Rock Salt (Sodium Chloride) Estimate #7	86,921.28
Arrow Road Construction Company	Section: 05-PATCH-25-GM Bituminous Premix (Cold Patch) Estimate #8	4,050.81
Gallagher Asphalt Corporation	Section: 05-PATCH-25-GM Bituminous Premix (Cold Patch) Estimate #7	1,573.20

TITLE FEES LATER DATE EXAM

LEE ROAD	SECTION: 04-A7323-01-FP	
Chicago Title Insurance Company	Order #: 008236117-1 TR: 23-04	50.00

APPRAISAL REVIEW

LAKE-COOK ROAD	SECTION: 01-A5020-02-RP	
Charles A. Southcomb & Associates	Plat: 970, Tract: 20-10	2,000.00
JOE ORR ROAD	SECTION: 04-B6736-02-LA	
Charles A. Southcomb & Associates	Tracts: 0017, 18, 19, 20, 22 and 26	4,700.00

TEMPORARY EASEMENT

123RD STREET	SECTION: 01-B7528-05-PV	
Robert and Kimberly Ward	TE: 942.50	1,100.00

LAND ACQUISITION

SHOE FACTORY ROAD	SECTION: 03-A6201-01-FP	
Rodolfo Reyes and Teresa Carraso	Parcel: 01-01	25,000.00

LATER DATE EXAM

LEE ROAD	SECTION: 04-A7323-01-FP	
Chicago Title Insurance Company	Order #: 008236117-1 TR: 23-01	50.00
123RD STREET	SECTION: 01-B7528-05-PV	

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Chicago Title Insurance Company

Order #: 008322314

450.00

Plat: 942, TR: 29-01

COMMISSIONER HANSEN, SECONDED BY COMMISSIONER PERAICA, MOVED APPROVAL OF THE HIGHWAY BILLS. THE MOTION CARRIED.

COMMISSIONER MURPHY MOVED TO ADJOURN. SECONDED BY COMMISSIONER MALDONADO, THE MOTION CARRIED AND THE MEETING WAS ADJOURNED.

Respectfully submitted,

COMMITTEE ON FINANCE

JOHN P. DALEY, Chairman

ATTEST: MICHELLE HARRIS, Secretary

Commissioner Daley, seconded by Commissioner Butler, moved that the Report of the Committee on Finance be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON FINANCE (BID AWARDS)

May 3, 2006

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Daley, Vice Chairman Steele, Commissioners Butler, Claypool, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Silvestri, Sims and Suffredin (15)

Absent: Commissioner Collins (1)

Excused

Absence: President Stroger (1)

Ladies and Gentlemen:

Your Committee on Finance, having had under consideration the matters hereinafter mentioned, respectfully reports and recommends as follows:

SECTION 1

Your Committee has considered the bids submitted on the items hereinafter described in accordance with the specifications on file in the Office of the County Purchasing Agent.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

Communications from the County Purchasing Agent submitting recommendations on the award of contracts or quotations for said items, be and upon adoption of this Report awarded as follows.

The deposit checks are ordered returned to the unsuccessful bidders at once and to the successful bidders upon the signing of the contract or quotation.

CONTRACT NO. 06-72-206

Temporary Staffing for Radiology and Laboratory
for the Bureau of Health Services, to:

Smith-Thomas-Williams, Inc.	Item 1	\$1,756,200.00
Smith-Thomas-Williams, Inc.	Item 2	174,480.00
Smith-Thomas-Williams, Inc.	Item 3	369,200.00
Smith-Thomas-Williams, Inc.	Item 4	328,200.00
Smith-Thomas-Williams, Inc.	Item 5	156,800.00
Smith-Thomas-Williams, Inc.	Item 6	4,050.00
Smith-Thomas-Williams, Inc.	Item 7	337,200.00
Smith-Thomas-Williams, Inc.	Items 8-17	<u>310,712.00</u>
		\$3,490,842.00

COMMISSIONERS GORMAN, HANSEN AND PERAICA VOTED NO ON THE ABOVE ITEM.

CONTRACT NO. 06-73-211

Teleradiology System for Provident Hospital of Cook County, to:

Progressive Industries, Inc.	\$94,895.00
------------------------------	-------------

CONTRACT NO. 06-73-214

Medical Grade Gases and Oxygen for
Provident Hospital of Cook County, to:

Progressive Industries, Inc.	\$279,617.41
------------------------------	--------------

CONTRACT NO. 06-53-226

Service for Pneumatically Controlled HVAC Systems
for Oak Forest Hospital of Cook County, to:

A.M.C. Mechanical, Inc.	\$70,000.00
-------------------------	-------------

CONTRACT NO. 06-54-228

Wearing Apparel for the Sheriff's Impact Incarceration Department, to:

Uniforms Manufacturing, Inc.	\$423,549.00
------------------------------	--------------

COMMISSIONERS GORMAN, HANSEN AND PERAICA VOTED NO ON THE ABOVE ITEM.

CONTRACT NO. 05-15-167H1

Critical Care Supplies, Electrodes and Monitor Kits
for the Bureau of Health Services, to:

Howard Medical Company	\$ 4,180.30
Pro-Medical Equipment & Supplies	<u>26,355.00</u>
Partial award	\$30,535.30

COMMISSIONER MORENO VOTED PRESENT, AND COMMISSIONERS GORMAN AND HANSEN VOTED NO ON THE ABOVE ITEM.

CONTRACT NO. 05-15-189H1

Monitors and Pacemakers for the
Bureau of Health Services, to:

Bioelectronic Engineering and Medical Supplies, Inc. (B.E.A.M.S.)	\$17,040.20
Dik Drug Company, Inc.	<u>1,956.20</u>
	\$18,996.40

CONTRACT NO. 05-15-602H1

Laboratory Supplies and Vacutainers for
the Bureau of Health Services, to:

Bioelectronic Engineering and Medical Supplies, Inc. (B.E.A.M.S.)	\$24,009.70
Progressive Industries, Inc.	<u>10,703.00</u>
Partial award	\$34,712.70

COMMISSIONERS GORMAN AND HANSEN VOTED NO ON THE ABOVE ITEM.

CONTRACT NO. 06-15-048H

Receptacle Containers and Liners for
the Bureau of Health Services, to:

Action Bag Company	\$ 5,741.55
Dik Drug Company, Inc.	46,240.19
Globe Medical-Surgical Supply Company	42,122.80
Inlander Brothers Company, Inc.	<u>569,305.75</u>
Partial award	\$663,410.29

COMMISSIONERS GORMAN AND HANSEN VOTED NO ON THE ABOVE ITEM.

CONTRACT NO. 06-15-082H REBID/REVISED

Drapes, Burn Pads and Underpad for

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

the Bureau of Health Services, to:

Howard Medical Company

\$356,250.00

COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.

SECTION 2

Your Committee has considered the following items and concurs with the recommendation to cancel and rebid the following contracts.

Contract No. 06-84-210 Lexmark Toner Cartridges for the Bureau of Health Services

Contract No. 05-53-581 Rebid* Janitorial Services for the Highway Department

*This item was deferred at the April 18, 2006 Finance Committee Meeting.

COMMISSIONERS GORMAN AND PERAICA VOTED NO ON CONTRACT NO. 06-84-210.

COMMISSIONERS GORMAN, HANSEN AND PERAICA VOTED NO ON CONTRACT NO. 05-53-581 REBID.

SECTION 3

Your Committee has considered the following item and concurs with the recommendation to cancel the following contract in its entirety at the request of Oak Forest Hospital of Cook County.

Contract No. 06-53-227 Door Replacement Services for Oak Forest Hospital of Cook County

COMMISSIONERS GORMAN, HANSEN AND PERAICA VOTED NO ON CONTRACT NO. 06-53-227.

Respectfully submitted,

COMMITTEE ON FINANCE (BID AWARDS)

JOHN P. DALEY, Chairman

ATTEST: MICHELLE HARRIS, Secretary

Commissioner Daley, seconded by Commissioner Butler, moved that the Report of the Committee on Finance (Bid Awards) be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON HEALTH AND HOSPITALS

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

April 20, 2006

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Butler, Vice Chairman Goslin, Commissioners Daley, Hansen, Murphy, Quigley, Sims, Steele and Suffredin (9)

Absent: Commissioners Claypool, Collins, Gorman, Maldonado, Moreno, Peraica and Silvestri (7)

Excused Absence: President Stroger (1)

Court Reporter: Anthony W. Lisanti, C.S.R.

Ladies and Gentlemen:

Your Committee on Health and Hospitals of the Board of Commissioners of Cook County met pursuant to notice on Thursday, April 20, 2006, at the hour of 2:00 P.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following items and, upon adoption of this report, the recommendations are as follows:

277584 STROGER HOSPITAL OF COOK COUNTY, by Johnny C. Brown, Chief Operating Officer, transmitting a Communication, dated March 10, 2006:

Stroger Hospital of Cook County has respectfully submitted the revised Medical Staff Bylaws and General Rules and Regulations of the Medical Staff of Stroger Hospital of Cook County.

***Referred to the Committee on Health and Hospitals on April 5, 2006.**

Commissioner Daley, seconded by Commissioner Sims, moved the approval of the revised Medical Staff Bylaws and General Rules and Regulations of the Medical Staff of Stroger Hospital of Cook County (Communication No. 277584). The motion carried.

BYLAWS OF THE MEDICAL STAFF OF STROGER HOSPITAL OF COOK COUNTY

PREAMBLE

WHEREAS, Stroger Hospital of Cook County is a public Hospital organized under the laws of the State of Illinois; and

WHEREAS, its purpose is to serve as a general hospital providing care to all patients regardless of the actual or perceived status, practice, or expression of the patient's race, color, sex, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status,

source of income, gender identity or the ability to pay, and providing education and undertaking research; and

WHEREAS, it is recognized that the Medical Staff has the overall responsibility for the quality of medical care provided to patients, and for the professional practices and ethical conduct of its members, as well as accounting therefore to the Board of Commissioners of Cook County and that the cooperative efforts of the Medical Staff, the administration, and the Board are necessary to fulfill the Hospital's goals in providing patient care; and

THEREFORE, the physicians, dentists and podiatrists practicing in this Hospital hereby organize themselves into a Medical Staff in conformity with these Bylaws.

DEFINITIONS

As used in these Bylaws, the following terms shall have the meanings set forth below.

ACHN — The Ambulatory and Community Health Network of Cook County.

ADMINISTRATIVE CATEGORY — Department, Division or Section Chair.

APPLICANT — A physician, dentist or podiatrist who has submitted a completed application for initial appointment to the Medical Staff.

BOARD — The Cook County Board of Commissioners.

BUREAU AFFILIATE — One of the Affiliates of the Cook County Bureau of Health Services which include: Stroger Hospital of Cook County, Provident Hospital of Cook County, Oak Forest Hospital of Cook County, the Ambulatory and Community Health Network of Cook County, the CORE Center, Cermak Health Services of Cook County, and the Cook County Department of Public Health.

BUREAU CHIEF — The Chief of the Cook County Bureau of Health Services.

BUREAU or CCBHS — The Cook County Bureau of Health Services.

CHIEF OPERATING OFFICER — The individual appointed by the Board to act on its behalf in the administrative management of the Hospital.

CLINICAL PRIVILEGES — Permission granted to provide medical or other patient care services and permission to use hospital resources, including equipment, facilities and personnel that are necessary to effectively provide medical or other patient care services at this Hospital.

COLLABORATIVE CLINICAL PRIVILEGES or COLLABORATIVE PRIVILEGES — Permission granted a Mid-Level Practitioner to render specific diagnostic, therapeutic, medical, dental, podiatric, or surgical services at Hospital in accordance with a Supervision Document.

DEPARTMENT — The largest class of medical service unit; usually a primary medical specialty.

DIVISION — Medical service unit within a Department; usually a medical subspecialty.

EX-OFFICIO — By reason of administrative office; shall have no vote unless otherwise specified in these Bylaws.

HOSPITAL — Stroger Hospital of Cook County.

HOSPITAL REPRESENTATIVES — The Board, its committees and members, the Bureau Chief, the Chief Operating Officer, the Medical Director, and all Medical Staff committees, Members and other staff of the Hospital or the Bureau who have responsibility for collecting or evaluating an Applicant's or Member's credentials or acting upon his or her application for appointment or reappointment and any authorized representative of any of the foregoing.

HOUSE STAFF — Individuals with an Illinois physician's, dentist's or podiatrist's license who are appointed to a graduate training program at the Hospital; and who participate in patient care under the direction of Members.

IDFPR — Illinois Department of Financial and Professional Regulation.

LICENSED INDEPENDENT PRACTITIONERS — A health professional, other than a physician, dentist or podiatrist, who is licensed by the State of Illinois and is granted Clinical Privileges to provide care to Hospital patients.

MAY — Term indicating an acceptable method that is recognized but not necessarily preferred.

MEDICAL DIRECTOR — The physician appointed by the Board to review and manage the medical affairs of the Hospital.

MEDICAL STAFF — All Illinois-licensed physicians, dentists and podiatrists who are Members.

MEMBER — A physician, dentist or podiatrist who has been appointed to the Medical Staff.

MEMBERSHIP — The appointment of a physician, dentist or podiatrist to the Medical Staff including the clinical privileges, if any, granted with that appointment.

MID-LEVEL PRACTITIONER — An Advanced Practice Nurse or a Physician Assistant who is granted Collaborative Clinical Privileges.

MUST — See SHALL.

NON-MEMBER PRACTITIONER — Licensed professionals who are granted either Clinical Privileges or Collaborative Clinical Privileges to provide direct or indirect patient care to Hospital patients, including Mid Level Practitioners (MLPs) and Licensed Independent Practitioners (LIP). Non-Member Practitioners are not members of the Medical Staff.

PRESIDENT — Unless otherwise specified, the duly elected President of the Medical Staff who shall also serve as the Chair of the Executive Medical Staff Committee.

RESPONDENT BODY — In a hearing pursuant to Article VIII, Hearing and Appeal Procedures, of these Bylaws, either the Board or the Executive Medical Staff Committee, depending on which body's action gave rise to the right to a hearing.

SECTION —

- (i) The smallest class of medical service unit; functions within Division or Department; usually a medical subspecialty; or
- (ii) A subdivision of the Articles of these bylaws.

SHALL — Term used to indicate a mandatory statement; the only acceptable method.

SHOULD — Term indicating the preferred method but allowing the use of effective alternatives.

STAFF CATEGORY — One of the Medical Staff Categories as set forth in Article IV; e.g., Provisional, Active, Consulting, Affiliate, Voluntary, Service and Honorary.

SUPERVISION DOCUMENT — A Collaborative Agreement or other document which has been approved by the Bureau Mid-Level Practitioner Committee and which, subject to the Medical Staff's approval of Collaborative Privileges, establishes the permitted scope of practice of a Mid-Level Practitioner in collaboration with a Member.

ARTICLE I: NAME

The name of the organization shall be the STROGER HOSPITAL OF COOK COUNTY MEDICAL STAFF.

ARTICLE II: PURPOSES

The purposes of the Medical Staff are:

1. to provide all patients treated at the Hospital with medical care of a standard generally accepted within the community;
2. to provide professional performance of a standard generally accepted by the medical profession from all Members through the appropriate granting of the clinical privileges that each Member may exercise and through continuing review and evaluation of each Member's performance;
3. to require professional performance of a standard generally accepted by the medical profession from all Non-Member Practitioners granted Collaborative Privileges or Clinical Privileges by the Medical Staff and to provide for the continuing review and evaluation of each Non-Member Practitioner's performance;
4. to provide an appropriate educational and research setting that will maintain standards generally accepted by the medical profession and that will lead to continuous advancement in professional knowledge and skills;
5. to develop, adopt and amend Bylaws, Rules and Regulations to establish a framework of self-government of the Medical Staff, and a means of accountability to the Board; and
6. to provide a means whereby matters concerning the Medical Staff and the Hospital administration may be discussed with the Medical Staff, the Medical Director, the Chief Operating Officer, the Bureau Chief and the Board.

ARTICLE III: MEDICAL STAFF MEMBERSHIP

SECTION 1. NATURE OF MEDICAL STAFF MEMBERSHIP

Membership on the Medical Staff of the Hospital is a privilege which shall be extended only to professionally competent physicians, dentists and podiatrists who continuously meet the qualifications, standards and requirements set forth in these Bylaws and in the Rules and Regulations promulgated pursuant to these Bylaws.

SECTION 2. QUALIFICATIONS FOR MEMBERSHIP

a. To qualify for membership, physicians, dentists and podiatrists shall be only those physicians, dentists and podiatrists:

- (i) who have a license to practice in the State of Illinois and, when appropriate authority from the Federal and Illinois governments to prescribe controlled substances,
- (ii) who document their education, training and demonstrated current competence,
- (iii) who participate in continuing medical education activities sufficient to maintain medical, dental or podiatric licensure in the State of Illinois,
- (iv) who adhere to the ethics of their profession,
- (v) who are of good reputation,
- (vi) who are able to work with others in a cooperative and professional manner, and
- (vii) who possess a physical and mental health status sufficient to assure the Medical Staff and the Board that any patient treated by them in the Hospital shall be given medical care of a standard generally accepted by the medical profession.

b. No physician, dentist or podiatrist shall be entitled to membership on the Medical Staff or to exercise any clinical privileges merely by virtue of the fact:

- (i) that he or she is licensed to practice medicine, dentistry or podiatry in this or any other state,
- (ii) that he or she is certified in any professional specialty,
- (iii) of any previous appointment to this or any other Hospital or clinic,
- (iv) of any present appointment to this or any other Hospital or clinic,
- (v) of membership in any professional society, or
- (vi) of any administrative or contractual agreement.

SECTION 3. CONDITIONS AND DURATION OF APPOINTMENT

a. Appointment by Board

Appointment and reappointment to the Medical Staff shall be made by the Board upon the recommendation of the Joint Conference Committee and the Executive Medical Staff Committee, except as set forth in Article V, Section 3, Expedited Appointment and Reappointment.

b. Initial Appointment

- (i) All initial appointments to the Medical Staff are provisional for six months. The Executive Medical Staff Committee may extend this provisional period not to exceed an additional six (6) months. At any time during the provisional period, the Executive Medical Staff Committee may, after providing written notice to the Provisional Member, terminate the Provisional Member's Membership.
- (ii) A Provisional Member's termination from the Medical Staff during the provisional period shall give rise to a hearing pursuant to Article VIII, Hearing and Appeal Procedures, of these Bylaws.
- (iii) Unless terminated during the provisional period, a Provisional Member's Staff Category shall automatically change to Active upon completion of their provisional period.

c. Length of Appointment

An appointment or reappointment to the Medical Staff shall be for a period not to exceed two (2) years.

d. Payment of Medical Staff Dues

Medical Staff dues shall be paid annually, if applicable.

ARTICLE IV: CATEGORIES OF THE MEDICAL STAFF

The Medical Staff shall consist of the following Staff Categories: Provisional, Active, Consulting, Affiliate, Voluntary, Service and Honorary. All Medical Staff Members will be assigned to a Staff Category. All references in this Article to eligibility to vote, hold elective office or serve on committees shall refer to the meetings, offices or committees of the Medical Staff.

a. Provisional

- (i) Provisional Members are those Members who are in the provisional period of their initial appointment as set forth in Article III, Section 3(b), Initial Appointment.

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

- (ii) Provisional Membership begins on the date the Board approves the application for initial appointment.
- (iii) A Provisional Member shall not be eligible to vote, hold elective office, serve as a Committee Chair, or be required to pay dues.

b. Active

- (i) Active Members are Members whose professional activities include:
 - (1) regular care for patients in the Hospital and/or other sites designated by the Bureau Chief or designee and whose duties include Hospital on-call duties, if applicable, and
 - (2) regular teaching to the Residents and/or Staff at the Hospital; or
 - (3) participation in Department and Committee work of the Medical Staff.
- (ii) Active Members who have changed their assignment to a new Department or Division will be provisional within that Department or Division for the first six (6) months. This provisional period begins on the date of assignment to the new Department or Division.
- (iii) Active Members shall be eligible to vote, to hold elective office, to serve as a Committee Chair, and shall pay annual dues to maintain their membership.

c. Consulting

- (i) Consulting Members are Members of recognized professional ability who render their services in the care of patients or staff education when requested. Appointment as a Consulting Member shall be reserved for those who provide a specialized service. Unless they are otherwise eligible for Affiliate Membership, Members who provide service at the Hospital pursuant to a written contract (other than an employment contract with the County of Cook) will be appointed to the Consulting Category.
- (ii) In addition to any other requirements for appointment or reappointment to the Medical Staff, a Consulting Member, at the time of filing an application for initial appointment or an application for reappointment, must be an active member in good standing of the Medical Staff of another Illinois licensed hospital; however, for good cause, the Executive Medical Staff Committee may make an exception to this requirement. Consulting Members shall not be eligible to vote, to hold elective office, or to serve as a Committee Chair and shall not be required to pay dues.

d. Affiliate

- (i) Affiliate Members are Members with an appointment in good standing on the medical staff in another Bureau Hospital or who regularly care for patients in another Bureau Affiliate and who are assigned by the Bureau Chief, or designee, to provide service at the Hospital on a limited or occasional basis. Affiliate Members shall not be eligible to vote, to hold elective office, or to serve as a Committee Chair. A Member in the Affiliate Category shall pay dues equal to 50% of the dues set for a Member of the Active category.
- (ii) In the event that an Affiliate Member's Medical Staff membership at another Bureau Hospital or their permission to care for patients in another Bureau Affiliate expires, is terminated, through resignation or otherwise, is suspended, or is restricted or otherwise subjected to corrective action in any manner, their Affiliate Membership shall automatically expire, be terminated, be suspended or be restricted or otherwise subjected to corrective action in the same manner and for a like period of time. The President shall promptly notify the Affiliate Member in writing of this action, which notification shall state that the Affiliate Member has no right to a hearing or appeal of such action under these Bylaws.
- (iii) In the event that the Affiliate Member's clinical privileges at another Bureau Hospital or in another Bureau Affiliate are in any manner revoked, suspended, restricted, reduced or subjected to corrective action, any equivalent clinical privileges granted at the Hospital shall automatically be revoked, suspended, restricted or reduced or subjected to corrective action in the same manner and for a like period of time. The President shall promptly notify the Affiliate Member in writing of this action, which notification shall state that the Affiliate Member shall have no right to a hearing or appeal of such action under these Bylaws.
- (iv) Nothing herein shall limit this Medical Staff from taking corrective action with regard to the Membership or clinical privileges of an Affiliate Member. In the event that the Affiliate Member's Membership at the Hospital is terminated, suspended, not renewed, or his or her clinical privileges are revoked, suspended, restricted or reduced, or any other corrective action is taken, the President shall promptly notify in writing the Medical Staff President(s) of any other Bureau hospital and/or the Medical Director(s) of any other Bureau Affiliate where the Affiliate Member holds medical staff membership or treats patients. Such notification shall include the terms and nature of the action.
- (v) Nothing herein shall prohibit an Applicant who is an Active Member, or equivalent, at another Bureau Affiliate from being appointed to any other category of Membership on the Medical Staff pursuant to the procedures set forth in these Bylaws.

e. Voluntary

Voluntary Members are Members who provide services or participate in Hospital or Departmental activities as requested by the Department Chair without

compensation for such activities. Voluntary Members shall not be eligible to vote, hold elective office, serve as a Committee Chair or be required to pay dues.

f. Service

Service Members are Members who provide services which complement the services provided by regular staff, primarily in the emergency room, on night call, covering routine Hospital services or in ACHN clinics. Service Members shall not be eligible to vote, hold elective office, serve on the Executive Medical Staff Committee, serve as a Committee Chair or be required to pay dues.

g. Honorary

Honorary Members are Members who are appointed to this category either by virtue of achieving emeritus status by retirement in good standing, or as an act of recognition or honor extended by the Executive Medical Staff Committee for outstanding reputation or accomplishment. Honorary Members shall not have assigned duties at the Hospital, admit patients or be granted clinical privileges. Honorary Members shall not be eligible to vote; hold elective office, serve on committees (except as consultants as permitted by these Bylaws) or be required to pay dues.

ARTICLE V: PROCEDURE FOR APPOINTMENT AND REAPPOINTMENT

SECTION 1. APPLICATION FOR INITIAL APPOINTMENT

a. Application

Pursuant to the Illinois Health Care Professional Credentials Data Collection Act, 410 ILCS §517, each Applicant for initial appointment to the Medical Staff shall complete the Health Care Professional Credentialing and Business Data Gathering Form as provided by the Illinois Department of Public Health ("IDPH Credentialing Form"). The Applicant must also complete the CCBHS Credential Verification Supplemental Information form, and the Attestation and Release form and submit these, together with the IDPH Credentialing Form, to the Bureau's Credentialing Verification Office. In addition to completing and submitting the foregoing, the Applicant shall complete and submit any other forms required by the Medical Staff to process the application.

b. Effect of Application

By applying for initial appointment to the Medical Staff, the Applicant:

- (i) signifies a willingness to appear for interviews by Hospital Representatives in regard to the application;
- (ii) authorizes Hospital Representatives to consult with others who have been associated with the Applicant or who may have information bearing on his or her competence and qualifications;

- (iii) consents to the inspection by Hospital Representatives of all records and documents that may be material to an evaluation of the Applicant's professional qualifications and ability to carry out the clinical privileges requested as well as the Applicant's professional ethics;
- (iv) releases Hospital Representatives from any liability, to the fullest extent permitted by law, for their acts in connection with their activities in evaluating the Applicant and his or her credentials;
- (v) releases from any liability, to the fullest extent permitted by law, all individuals and organizations who provide information, including otherwise privileged or confidential information, to Hospital Representatives concerning the Applicant's ability, professional ethics, character, physical and mental health, emotional stability, ability to perform, and any other matters relevant to consideration for Membership and clinical privileges;
- (vi) authorizes Hospital Representatives to provide to other hospitals, medical associations, licensing boards, and other organizations concerned with a Member's performance and the quality and efficiency of his or her patient care with any information relevant to such matters as the Hospital may have, and releases the Hospital and Hospital Representatives from liability for doing so to the fullest extent permitted by law;
- (vii) agrees to abide by all applicable laws and regulations relating to the practice of his or her profession and to abide by the principles and standards of the Joint Commission on Accreditation for Healthcare Organizations; and
- (viii) agrees to abide by the policies and procedures of the County, the Bureau, the Hospital and the Medical Staff as they relate to a Member.

c. Processing the Application

(i) Applicant's Burden

The Applicant shall have the burden of submitting all required forms, documents and information.

(ii) Initial Action

- (1) The application shall be submitted to the CCBHS Credentialing Verification Office. An application will not be considered completed until all required forms, documents and information are supplied and verified.
- (2) The Credentialing Verification Office will forward the completed application to the Chair, or designee, of the Department to which the Applicant has applied for assignment. The Department Chair, or designee, and the Division Chair, if

applicable, shall review the completed application and all supporting documentation, and all other information including, but not limited to, current licensure, relevant training and/or experience, current competence, ability to perform the requested privileges, and professional liability claim history, and shall return the application, together with their recommendation(s), to the Credentialing Verification Office.

- (3) The Credentialing Verification Office will then forward the completed application and the Department's recommendation to the Credentials Committee.

(iii) Credentials Committee Action

- (1) The Credentials Committee shall review the completed application, the supporting documentation and such other information as it may deem relevant to consideration of the Applicant's qualifications for Membership and for the Category, Division and Department assignment, and clinical privileges requested. This review shall include the Applicant's documented experience in the applicable categories of treatment or procedures, and shall consider the Department's recommendations. The Credentials Committee may request additional information from the Applicant, as it deems necessary to evaluate the application for initial appointment. Failure of the Applicant to provide requested additional information may be grounds to recommend denial of the application for initial appointment or the clinical privileges sought.
- (2) The Credentials Committee shall then forward to the Executive Medical Staff Committee its recommendations as to appointment and, if appointment is recommended, as to Staff Category, Division and Department assignment, clinical privileges to be granted, and any special conditions to be attached to the appointment. The Credentials Committee recommendation shall be forwarded to the Executive Medical Staff Committee within sixty (60) days of the date the Credentials Committee receives the completed application. The Credentials Committee may also recommend that the Executive Medical Staff Committee defer action on the application as set forth in Section 1(iv)(2), Executive Medical Staff Committee Action, of this Article.
- (3) The reason for each recommendation shall be included when it is forwarded to the Executive Medical Staff Committee.
- (4) Although the completed application and other documentation need not be forwarded with the Credentials Committee's recommendation(s), those materials shall be made available for review by any member of the Executive Medical Staff Committee.

(iv) Executive Medical Staff Committee Action

- (1) At its next regular meeting after receipt of the Credentials Committee recommendation(s), the Executive Medical Staff Committee shall consider the recommendation(s) and such other relevant information available to it. The Executive Medical Staff Committee shall then forward to the Joint Conference Committee its recommendation as to appointment and, if appointment is recommended, as to Staff Category, Division and Department assignment, clinical privileges to be granted, and any special conditions to be attached to the appointment. If there is a concern regarding the Applicant's ability to perform the requested clinical privileges, the Executive Medical Staff Committee shall require that an evaluation of the Applicant be conducted prior to making its recommendation.
- (2) If, upon its initial consideration of the application, the Executive Medical Staff Committee votes to defer the application for further consideration, this action must be reported to the Medical Director in writing. Within sixty (60) days thereafter, the Executive Medical Staff Committee shall transmit its recommendation for appointment and, if appointment is recommended, as to Staff Category, Division and Department assignment, clinical privileges to be granted, and any special conditions to be attached to the appointment, or for denial of appointment, to the Joint Conference Committee. If the Executive Medical Staff Committee fails to make its recommendation within the sixty (60) day period, the Medical Director may, at his or her discretion, forward the application and all supporting documentation to the Joint Conference Committee for action without benefit of the Executive Medical Staff Committee's recommendations in accordance with these Bylaws noting the Executive Medical Staff Committee's failure to make its recommendation within the time set forth in this section.

(v) Joint Conference Committee Action

- (1) At its next regular meeting, after receipt of the application from the Executive Medical Staff Committee or a notification from the Medical Director that the Executive Medical Staff Committee has not acted within the time period prescribed, the Joint Conference Committee shall consider the application and such other relevant information available to it. The Joint Conference Committee shall then forward its recommendation to the Board.
- (2) If the Joint Conference Committee's recommendation is to deny the application or any component thereof, it shall also forward to the Board a statement of the grounds upon which its recommendation is based.

- (3) The completed application and all other documentation shall be made available to the Board for its review

(vi) Board Action

Within ninety (90) days after receipt of the application and recommendation from the Joint Conference Committee, or as soon thereafter as is practicable, the Board shall vote on the application, which decision shall be final.

(vii) Notice of Final Decision

- (1) Notice of the Board's final decision shall be given to the President, who shall notify the Applicant.
- (2) Notice of a favorable decision shall include:
 - A. the Staff and Administrative, if any, Category to which the Applicant is appointed;
 - B. the Department and Division, if any, to which the Applicant is assigned;
 - C. the clinical privileges the Applicant may exercise, if any;
 - D. any special conditions attached to the appointment;
 - E. a request for payment of Medical Staff dues, if applicable; and
 - F. a date certain for the expiration of the Medical Staff appointment.

SECTION 2. APPLICATION FOR REAPPOINTMENT

a. Initiation

The Credentialing Verification Office will notify Members at least one hundred and eighty (180) days in advance of the date of the expiration of their current appointments that they must submit an application for reappointment within sixty (60) days if they wish to be considered for continued Membership. If the application for reappointment is not returned to the Credentialing Verification Office at least one hundred and twenty (120) days prior to the expiration date of the current period of appointment, the Member shall be subject to immediate termination of Medical Staff membership on the date the Member's current period of appointment is due to expire with no right to a hearing or appeal.

b. Application for Reappointment

Pursuant to the Illinois Health Care Professional Credentials Data Collection Act, 410 ILCS §517, each Member who applies for reappointment to the Medical Staff shall complete the Health Care Professional Recredentialing and Business Data Gathering Form as provided by the Illinois Department of Public Health ("IDPH Recredentialing Form"). The Member must also complete the CCBHS Credential Verification Supplemental Information form, and the Attestation and

Release form and submit these, together with the completed IDPH Recredentialing Form, to the Credentialing Verification Office. In addition to completing and submitting the foregoing, the Member shall complete and submit any other forms required by the Medical Staff to process the application for reappointment.

c. Effect of Application for Reappointment

By making application for reappointment to the Medical Staff, the Member:

- (i) signifies his or her willingness to appear for interviews by Hospital Representatives in regard to the application for reappointment;
- (ii) authorizes Hospital Representatives to consult with others who have been associated with the Member or who may have information bearing on the Member's competence and qualifications;
- (iii) consents to the inspection by Hospital Representatives of all records and documents that may be material to an evaluation of the Member's professional qualifications and ability to carry out the clinical privileges requested as well as of his or her professional ethics;
- (iv) releases Hospital Representatives from any liability, to the fullest extent permitted by law, for their acts in connection with evaluating the Member and his or her credentials;
- (v) releases from any liability, to the fullest extent permitted by law, all individuals and organizations who provide information, including otherwise privileged or confidential information, to Hospital Representatives concerning the Member's ability to perform, professional ethics, character, physical and mental health, emotional stability, and any other matters relevant to consideration for Medical Staff membership and clinical privileges;
- (vi) authorizes Hospital Representatives to provide to other hospitals, medical associations, licensing boards, and other organizations concerned with a Member's performance and the quality and efficiency of the Member's patient care with any information relevant to such concerns, and releases the Hospital and Hospital Representatives from liability for doing so to the fullest extent permitted by law;
- (vii) agrees to abide by all applicable laws and regulations relating to the practice of his or her profession and to abide by the principles and standards of the Joint Commission on Accreditation for Healthcare Organizations; and
- (viii) agrees to abide by the policies and procedures of the County, the Bureau, the Hospital and the Medical Staff as they relate to a Member.

d. Processing the Application for Reappointment

(i) Member's Burden

The Member shall have the burden of submitting all required forms, documents and information.

(ii) Initial Action

- (1) The application for reappointment shall be submitted to the Credentialing Verification Office. An application for reappointment shall not be considered completed until all required forms, documents and information are supplied and verified.
- (2) The Credentialing Verification Office will forward the completed application for reappointment to the Department Chair, or designee, of the Department to which the Member is assigned. The Department Chair, or designee, and the Division Chair, if applicable, shall review the completed application for reappointment and all supporting documentation in the Member's file and return it to the Credentialing Verification Office with their recommendation that the application for reappointment either be approved or denied. A recommendation to approve the application for reappointment shall separately address the requests for Staff Category, Department and Division assignment, and clinical privileges. Each recommendation shall be based on the requirements of Section 2(e), Basis for Recommendations, of this Article.
- (3) The Credentialing Verification Office will then forward the completed application and the Department's recommendations to the Credentials Committee.

(iii) Credentials Committee Action

- (1) The Credentials Committee shall review the completed application for reappointment, the supporting documentation and such other information it deems relevant to a consideration of the Member's qualifications for the Staff Category, Division and Department assignment, and clinical privileges requested. This shall include the Member's documented experience in the categories of treatment or procedures, such as, if available, Member specific data compared to aggregate data, morbidity and mortality data and information from Hospital performance improvement activities, and the Department's recommendations. The Credentials Committee may request additional information from the Member, as it deems necessary to evaluate the application for reappointment. Failure of the Member to provide the additional information may be grounds to recommend denial of the application for reappointment or the clinical privileges sought.

- (2) The Credentials Committee shall then forward to the Executive Medical Staff Committee its recommendation that the application for reappointment either be approved or denied. A recommendation to approve the application for reappointment shall separately address the requests for Staff Category, Department and Division assignment, and clinical privileges. The Committee may also recommend that the Executive Medical Staff Committee defer action as set forth in Section 2(d)(iv)(2), Deferral of Recommendation, of this Article. Each recommendation shall be based on the requirements of Section 2(e), Basis for Recommendations, of this Article.
- (3) Although the completed application for reappointment and other documentation need not be forwarded with its recommendation, those materials shall be made available for review by any Executive Medical Staff Committee member.

(iv) Executive Medical Staff Committee Action

(1) Recommendation

At its next regular meeting after receipt of the Credentials Committee recommendation, the Executive Medical Staff shall consider each application for reappointment and such other relevant information available to it. The Executive Medical Staff Committee shall then recommend that the application for reappointment either be approved or denied. A recommendation to approve the application for reappointment shall separately address the requests for Staff Category, Department and Division assignment, and clinical privileges. The Committee may also defer action as provided in Section 2(d)(iv)(2), Deferral of Recommendation, of this Article. Each recommendation shall be based on the requirements of Section 2(e), Basis for Recommendation, of this Article.

(2) Deferral of Recommendation

Action by the Executive Medical Staff Committee to defer the application for reappointment for further consideration must be reported to the Medical Director in writing. Within sixty (60) days of its vote to defer the application, the Executive Medical Staff Committee shall transmit to the Medical Director its recommendation for reappointment with specified clinical privileges, or for denial of reappointment. If the Executive Medical Staff Committee fails to make its recommendation within the sixty (60) day period, the Medical Director may forward the application for reappointment and all supporting documentation to the Joint Conference Committee for action without benefit of the Executive Medical Staff Committee's recommendation, noting the Executive Medical Staff

Committee's failure to make its recommendation within the time set forth in this section.

(3) Adverse Recommendation

- A. When the recommendation of the Executive Medical Staff Committee results in a right to a hearing as set forth in Article VIII, Section 1, Actions Giving Rise to a Right to a Hearing, the President shall immediately notify the Member as set forth in Article VIII, Section 3, Notice to Member of Adverse Recommendation or Adverse Action and Hearing Rights.
- B. If the Member requests a hearing, the procedures set forth in Article VIII, Hearing and Appeals Procedure, shall be followed through to final action by the Board.
- C. If the Member waives the right to a hearing as set forth in Article VIII, Section 16, Waiver of Hearing, the recommendation shall be transmitted directly to the Board for action.

(v) Joint Conference Committee Action

- (1) At its next regular meeting, or as soon thereafter as is practicable, after receipt of the application for reappointment, the Joint Conference Committee shall consider the recommendation and such other relevant information available to it. The Joint Conference Committee shall then recommend that the application for reappointment either be approved or denied. A recommendation to approve the application for reappointment shall separately address the requests for Staff Category, Department and Division assignment, and clinical privileges.
- (2) If the Joint Conference Committee's recommendation is not the same as that of the Executive Medical Staff Committee, it shall forward to the Board a statement of the grounds upon which its recommendation is based, together with the recommendation of the Executive Medical Staff Committee and its grounds.

(vi) Board Action

(1) On Joint Conference Committee Recommendation

- A. At its next regularly scheduled meeting, or as soon thereafter as reasonably practicable, the Board shall either approve or deny the application for reappointment, which approval or denial shall separately address the requests for Staff Category, Department and Division assignment, and clinical privileges. Notwithstanding the foregoing, the Board may refer the matter back to the

Joint Conference Committee for further consideration, stating the reasons for such referral and setting a time limit within which the Joint Conference Committee is to report back.

- B. If the Board's action gives rise to a right to a hearing as set forth in Article VIII, Section 1, Actions Giving Rise to a Right to a Hearing, the President shall promptly notify the Member as set forth in Article VIII, Section 3, Notice to Member of Adverse Recommendation or Adverse Action and Hearing Rights.
- C. If the Member requests a hearing, the procedures set forth in Article VIII, Hearing and Appellate Procedure, shall be followed through to final action by the Board.

(2) Without Benefit of Prior Recommendation

- A. If either the Credentials Committee or the Executive Medical Staff Committee has not made its recommendation within the time period set forth in Sections 2(d)(iii)(2), Credentials Committee Action, or 2(d)(iv)(2), Executive Medical Staff Committee Action, of this Article, the Board may take action on its own initiative and approve or deny the application for reappointment. A recommendation to approve the application for reappointment shall separately address the requests for Staff Category, Department and Division assignment, and clinical privileges.
- B. If the Board's vote on an application for reappointment is favorable to the Member, it shall be the final action of the Board.
- C. If the Board's vote on an application for reappointment is adverse to the Member, as set forth in Article VIII, Section 1, Actions Giving Rise to a Right to a Hearing, and the Board voted without benefit of a recommendation by the Executive Medical Staff Committee, the President shall promptly notify the Member by notice as set forth in Article VIII, Section 3, Notice to Practitioner of Adverse Recommendation or Adverse Action and Hearing Rights.
- D. If the Member requests a hearing, the procedures set forth in Article VIII, Hearing and Appeals Procedure shall be followed through to final action by the Board.

(vii) Notice of Final Decision

Notice of the Board's final action shall be given to the President, who shall notify the Medical Director and the Member of:

- (1) the Staff and Administrative Category, if any, to which the Member is appointed;
- (2) the Department and Division, if any, to which the Member is assigned;
- (3) the clinical privileges the Member may exercise, if any;
- (4) any special conditions attached to his or her reappointment;
- (5) a request for payment of Medical Staff dues, if applicable; and
- (6) a date certain for the expiration of his or her Medical Staff reappointment.

e. Basis for Recommendations

Each recommendation concerning an application for reappointment of a Member and the clinical privileges to be granted shall be based upon factors including, but not limited to, the qualifications set forth in Article III, Section 2(a), Qualifications for Membership, and the following:

- (i) professional ability and clinical skills and judgment in the treatment of patients as indicated by the results of quality assurance activities and by other information or observations of the Member's professional activities;
- (ii) professional conduct and ethics;
- (iii) discharge of staff obligations;
- (iv) compliance with the Medical Staff Bylaws, Rules and Regulations, including the payment of Medical Staff dues;
- (v) professional relationship with patients;
- (vi) compliance with County, Bureau and Hospital policies and procedures;
- (vii) ability and willingness to cooperate and work collegially with Members and Hospital and Bureau personnel; and
- (viii) adherence to the standards of patient care generally accepted by the medical profession.

f. Disqualification

No Member who has an application for reappointment pending under this Article or is the subject of a hearing under Article VIII, Hearing and Appeal Procedure,

shall be present, take part in deliberations or vote when any committee acts in furtherance of its duty to make a recommendation on such application for reappointment.

g. Member Not Entitled to Reappointment

- (i) Except for a Member who has been granted a leave of absence pursuant to Section 6, Leave of Absence from the Medical Staff, of this Article, a Member who has not treated or participated in the treatment of a Hospital or ACHN clinic patient within at least one (1) year prior to the notice set forth in Section 2(a), Initiation, of this Article is not entitled to apply for reappointment. This notwithstanding, in unusual circumstances, the President, with the concurrence of the Medical Director, may permit the Member to submit an application for reappointment. Except as permitted in the preceding sentence, if such an application is submitted, the President of the Medical Staff shall deny such application without further processing as provided in these Bylaws, and the Member shall not be entitled to a hearing or an appeal with respect to such denial.
- (ii) If a Department Chair notifies the Credentialing Verification Office that (i) above applies to a Member of his or her Department, the Credentialing Verification Office shall not be required to transmit an application for reappointment to the Member as set forth in Section 2(a), Initiation, of this Article.
- (iii) Except as set forth in (i) above, if a Member who is not entitled to apply for reappointment wishes to be considered for appointment to the Medical Staff, he or she shall submit an application for an initial appointment as provided in Section 1, Application for Initial Appointment, of this Article.

SECTION 3. EXPEDITED INITIAL APPOINTMENT AND REAPPOINTMENT

- a. If an Applicant or Member qualifies for an expedited initial appointment or expedited reappointment in accordance with the standards listed in (b) below, the Executive Medical Staff Committee shall have the discretion to bypass the Joint Conference Committee and forward its recommendation directly to the Board for final decision on the application for initial appointment or reappointment.
- b. An Applicant or Member qualifies for an expedited initial appointment or expedited reappointment if the following standards are met:
 - (i) The Applicant or Member has submitted a completed application that contains all of the required forms, documents and information and the Credentialing Verification Office has completed all verification procedures;
 - (ii) The Department Chair of the Department to which the Applicant or Member will be or is appointed, the Credentials Committee and the Executive Medical Staff Committee recommend that the application for

- initial appointment or reappointment be approved without any limitations;
- (iii) The Applicant or Member has not been the subject of any action by any licensing or regulatory agency of this or any other State or Federal agency against his or her license(s) to practice, license(s) or permit(s) to prescribe controlled substances or eligibility to participate in Medicaid, Medicare or any other Federal, State or third party sponsored payment program;
 - (iv) The Applicant or Member has not been the subject of any corrective or disciplinary action proceeding at the Hospital or any other health care facility; and
 - (v) No final adverse judgment or settlement relating to professional activities or performance has been entered with respect to the Applicant or Member in a professional liability action.
- c. Notice of the Board's action on an application for expedited initial appointment shall be given to the Applicant as set forth in Section 1(c)(viii), Notice of Final Decision, of this Article.
 - d. Notice of the Board's action approving an application for expedited reappointment shall be given to the Member as set forth in Section 2(d)(vii), Notice of Final Decision, of this Article. If the Board recommends that an application for expedited reappointment be denied, the procedures set forth in Article VIII, Hearing and Appeal Procedures, shall be followed.
 - e. Notwithstanding that an Applicant or Member meets the standards for expedited initial appointment or expedited reappointment under this Section, either the Department Chair, the Credentials Committee, the Executive Medical Staff Committee, the President, the Medical Director, the Chief Operating Officer, the Bureau Chief, or the Board may require that an application for initial appointment or reappointment be processed as set forth in Section 1, Application for Initial Appointment, or Section 2, Application for Reappointment, of this Article.

SECTION 4. CHANGE OF MEMBERSHIP CATEGORY

- a. A Member who desires to be assigned to a different category of the Medical Staff shall make a written request for such a change to the appropriate Department Chair at the time he or she submits the application for reappointment or at any other time upon special written application. The request and the recommendation of the Department Chair will then be forwarded to the President for a decision based on the criteria for the Staff Categories set forth in Article IV, Categories of the Medical Staff, and subject to the approval of the Credentials Committee.
- b. In addition, the President may notify the Member at the time of transmittal to the Member of an application for reappointment of the President's recommendation that the Member's Staff Category shall be administratively changed with respect to any new term of appointment because the Member no longer meets the criteria

associated with the Staff Category to which the Member is currently assigned. If, notwithstanding such recommendation for an administrative change, the Member submits an application for reappointment to the same Staff Category, the recommendation of the President against the Member's request for continued assignment to the same Staff Category shall be processed with the application for reappointment.

SECTION 5. RETURN AFTER MEMBERSHIP EXPIRATION/TERMINATION

If a Member's appointment expires and the Member has not been granted interim clinical privileges as provided in Article VI, Section 6, Lapse in Privileges: Interim Clinical Privileges, or if the Member's appointment is terminated, any subsequent application for appointment to the Medical Staff shall be considered an initial application, as opposed to an application for reappointment, and shall be processed pursuant to Section 1, Application for Initial Appointment, of this Article except, under unusual circumstances, the President, with the concurrence of the Medical Director, may permit an application for reappointment.

SECTION 6. LEAVE OF ABSENCE FROM THE MEDICAL STAFF

a. Request for a Leave

A Member may apply to her or his Department Chair for a leave of absence from Medical Staff responsibilities for a period of time not to exceed one (1) year. A Member shall have no voting rights and shall exercise no clinical privileges during a leave of absence.

b. Approval of a Leave

Approval of a leave of absence from the Medical Staff shall be within the discretion of the Department Chair and shall set forth the specific dates of the approved leave. No such approval shall extend the Member's term of appointment nor shall it constitute approval of a leave of absence from any employment. The Department Chair shall inform the President, the Medical Director and the Credentials Verification Office when the Department Chair grants a leave of absence from the Medical Staff.

c. Return from a Leave

- (i) Before a Member shall be permitted to resume full Membership duties and privileges, including clinical privileges, following a leave of absence of one (1) year or more, the Credentials Committee, in cooperation with the Member's Department Chair, shall perform a review of the Member's ability to perform the clinical privileges previously granted. The Member shall cooperate fully with the Credentials Committee, furnishing any information requested by the Committee and signing any necessary consents or releases.
- (ii) After such review, the Credentials Committee shall recommend to the Executive Medical Staff Committee whether or not the Member should be required to successfully complete any course(s) of instruction or

satisfy other conditions before being permitted to exercise clinical privileges upon return from a leave of absence.

- (iii) The Executive Medical Staff Committee shall then make the final decision whether the Member shall be required to successfully complete any course(s) of instruction or satisfy other conditions before being permitted to exercise clinical privileges. The decision of the Executive Medical Staff Committee shall be final and the Member shall have no right to a hearing or an appeal therefrom.
- (iv) If the Member fails to cooperate with the Credentials Committee or fails to successfully complete any required course(s) of instruction or satisfy other conditions, he or she shall not be permitted to return from the leave of absence.
- (v) If, while on a leave of absence, the Member's current period of appointment expires, he or she shall submit an application for initial appointment as set forth in Section 1, Application for Initial Appointment, of this Article in order to be considered for appointment to the Medical Staff, except, under unusual circumstances, the President, with the concurrence of the Medical Director, may permit an application for reappointment if submitted prior to the expiration of their current period of appointment.

ARTICLE VI: CLINICAL PRIVILEGES

SECTION 1. SCOPE OF CLINICAL PRIVILEGES

Every Member shall be permitted to exercise only those clinical privileges specifically granted, except as provided in Section 3, Emergency Privileges, of this Article.

SECTION 2. TEMPORARY CLINICAL PRIVILEGES AND ADMINISTRATIVE APPOINTMENT

a. Temporary Clinical Privileges

- (i) Temporary clinical privileges may be granted to an Illinois licensed physician, dentist or podiatrist to meet an important patient care need that requires immediate authorization to practice within the Hospital. Specifically, temporary clinical privileges may be granted for:
 - (1) the care of a specific patient(s);
 - (2) an individual serving as a locum tenens for a Member who is on vacation, attending an educational seminar, ill and/or needs coverage assistance for a short period of time; or
 - (3) the purpose of proctoring, teaching or learning a new procedure at the Hospital.

(ii) Procedure

- (1) The individual requesting temporary clinical privileges shall complete an application as set forth in Article V, Section 1(a), Application, and forward it to the Credentialing Verification Office. Said application shall include a statement that, while practicing at the Hospital, the individual agrees to be bound by County, Bureau, Hospital and Medical Staff policies and procedures and the Medical Staff Bylaws and Rules and Regulations.
- (2) After the Credentialing Verification Office has processed the application including a query of the IDFPR, it shall forward the application to the Chief Operating Officer.
- (3) The Chief Operating Officer may grant temporary clinical privileges only with the approval of the applicable Department Chair, the Medical Director and the President.
- (4) If temporary clinical privileges are granted, they may be exercised only for a specified period of time as warranted by the situation. The initial grant of temporary clinical privileges should be for a period of time not exceeding four (4) months. Such privileges, however, may be renewed for a limited period if necessary to permit the individual receiving such privileges to continue fulfilling the patient care need for which the temporary privileges were initially granted.
- (5) If temporary clinical privileges are granted, the individual to whom the privileges have been granted shall act under the supervision of the applicable Department Chair or designee.

(iii) Termination

- (1) The Bureau Chief, Chief Operating Officer, Medical Director, Department Chair, or President may immediately terminate the temporary clinical privileges if the care or safety of patients might be endangered by continued treatment by the individual to whom they have been granted.
- (2) The granting of temporary clinical privileges is a courtesy and may be terminated at any time by the Chief Operating Officer in consultation with the Medical Director, applicable Department Chair and President.
- (3) Unless terminated sooner, temporary clinical privileges shall automatically terminate upon expiration of the period for which they were granted.
- (4) Neither the denial nor termination of temporary clinical privileges shall entitle the individual to any of the procedural

rights set forth in these Medical Staff Bylaws or Rules and Regulations.

- (iv) An individual who has been granted temporary clinical privileges is not a Member of the Medical Staff but shall comply with all applicable County, Bureau, Hospital and Medical Staff rules, regulations and policies.

b. Administrative Appointment

- (i) Upon receipt of a completed application for initial appointment, the Chief Operating Officer, with the written concurrence of the Department Chair concerned, the Medical Director and the President, may approve a recommendation for an administrative appointment including the granting of interim clinical privileges to the Applicant. This may occur only under urgent circumstances upon the basis of reliable information as to the competence and ethical standing of the Applicant, including the results of a query to the Illinois Department of Financial and Professional Regulation.
- (ii) If such an administrative appointment includes the granting of interim clinical privileges, the Applicant shall act under the supervision of the Chair of the Department to which he has applied for assignment, or designee. Such clinical privileges shall be interim and shall remain in effect until final action is taken on the application for initial appointment, but in no event longer than six (6) months. Such interim clinical privileges automatically terminate when the Board takes final action
- (iii) The granting of an administrative appointment may be terminated at any time by the Chief Operating Officer in consultation with the Medical Director, applicable Department Chair and President.
- (iv) If the care or safety of patients might be endangered by continued treatment by the individual to whom interim clinical privileges have been granted, the Bureau Chief, Chief Operating Officer, Medical Director, Department Chair, or President may immediately terminate the interim clinical privileges.
- (v) An individual who has been granted an administrative appointment and interim clinical privileges is not a Member of the Medical Staff but shall comply with all applicable County, Bureau, Hospital and Medical Staff rules, regulations and policies.

SECTION 3. EMERGENCY PRIVILEGES

Any Member may exceed the scope of his or her clinical privileges in any patient care emergency where time is of the essence in the preservation of the life of a patient or the prevention of critical complications and where an appropriately privileged Member is not immediately available to assume responsibility. A Member who has exercised emergency privileges shall promptly report such use to both his Department Chair and the Chair of the Department in which such privileges are usually exercised, if applicable. In every case, the Member's Department Chair shall promptly evaluate the exercise of emergency privileges.

SECTION 4. DISASTER PRIVILEGES

In the event of an emergency which results in the activation of the Hospital's emergency operations plan, the Chief Operating Officer or highest ranking administrator on site shall have the authority to grant disaster privileges to non-Members upon the recommendation of the President and Medical Director. Such privileges shall be memorialized on a disaster privileges form signed by the practitioner, the Chief Operating Officer or highest ranking administrator on site and by the President or Medical Director, or their designees, and shall be extended in accordance with regulations promulgated by the Illinois Department of Public Health which shall supersede any contrary provisions of this Section to the extent applicable.

a. Bureau Physicians, Dentists and Podiatrists

Bureau physicians, dentists or podiatrists requesting disaster privileges shall present their Bureau Affiliate photo identification to the Incident Commander or designee who shall verify the individual's current status against a list provided to the Incident Commander by the Bureau's Credentials Verification Office.

b. Non-Bureau Physicians, Dentists and Podiatrists

Non-Bureau physicians, dentists or podiatrists requesting disaster privileges shall provide:

- (i) A currently valid Illinois license to practice medicine, dentistry or podiatry, out of state licensure will be accepted only if legally permissible due to the disaster; e.g., due to a suspension of licensure requirements;
- (ii) Photo identification with the same name as that on their license to practice;
- (iii) A name of a hospital where they currently exercise clinical privileges, if any;
- (iv) The name of their professional liability insurance carrier, if any;
- (v) Their social security number and date of birth;
- (vi) Specialty training information; and
- (vi) All other necessary information required to conduct a query of the National Practitioner Data Bank and Illinois Department of Financial and Professional Regulation.

c. As soon as practicable, and if possible before granting disaster privileges, an attempt will be made to verify, through independent sources, licensure and other information, including information available from the NPDB and IDFPR.

d. To the extent permitted by law and regulation and utilizing procedures consistent with those applicable to physicians, podiatrists or dentists granted disaster

privileges, disaster privileges may also be granted to health professionals who are not physicians, podiatrists or dentists but who are licensed health professionals otherwise granted clinical privileges or Collaborative Clinical Privileges pursuant to these Bylaws.

- e. If possible, the practitioner granted disaster privileges shall be assigned to a Member who is in the same specialty. The volunteer will act under the supervision of that Member. All disaster privileges shall terminate automatically once the Hospital Incident Commander declares that the emergency is over.

SECTION 5. REQUEST FOR CHANGES IN CLINICAL PRIVILEGES

- a. Whenever a Member requests additional or revised clinical privileges during the term of an appointment, the Member shall complete and submit an additional or revised privilege request form to his or her Department Chair.
- b. The Department Chair shall then forward the request, together with a written recommendation, to the Credentials Committee for processing following the procedures set forth in Article V, Section 2, Application for Reappointment.
- c. The recommendation to approve a requested increase in privileges shall be based on the Member's training, experience, and demonstrated competence and performance and the Member fulfilling well defined criteria as established by his or her Department.
- d. If the Member's request for an increase in clinical privileges is denied, the Member shall have the right to request a hearing pursuant to Article VIII, Section 1, Actions Giving Rise to a Right to a Hearing.
- e. A request for additional clinical privileges made with the Member's application for reappointment shall be considered with the application as set forth in Article V, Section 2, Application for Reappointment.

SECTION 6. LAPSE IN PRIVILEGES: INTERIM CLINICAL PRIVILEGES

At the written request of a Member's Department Chair and for good cause, the President, in consultation with the Medical Director, may grant interim clinical privileges to a Member whose Membership will expire before final action has been taken on his application for reappointment. In no case shall such interim clinical privileges be granted for a period in excess of a total of sixty (60) days. Interim clinical privileges will automatically terminate immediately upon the earlier of sixty (60) days or final action on the application for reappointment.

ARTICLE VII: CORRECTIVE ACTION

SECTION 1. GROUNDS

Whenever the activities or conduct of any Member or Non-Member Practitioner are or might reasonably be considered detrimental to patient safety or to the delivery of acceptable patient care, or to be lower than the ethical or other professional standards of the medical community or to be disruptive or deleterious to the operations of the Hospital or to be contrary to the Medical Staff Bylaws, to the Rules

and Regulations of this Medical Staff, of the Hospital or of Cook County, corrective action against such Member or Non-Member Practitioner may be taken. Corrective Action with respect to Members shall be as set forth in this Article VII, Corrective Action. Corrective action with respect to Non-Member Practitioners shall be as set forth in Article XX, Non-Member Practitioners.

SECTION 2. DUTY TO REPORT

It shall be the duty of any Member, the Medical Director, the Chief Operating Officer or any member of the Board to make a prompt written report to the Peer Review Committee of activities or conduct of the type set forth in Section 1, Grounds, of this Article or of any summary suspension or termination of privileges at any facility where the Member provides clinical care.

SECTION 3. PROCEDURE

a. Peer Review Committee Action

Except as otherwise provided herein for Summary Suspension, within forty-five (45) days, or in no case longer than sixty (60) days, of receipt of a written report as described in Section 2, Duty to Report, of this Article, the Peer Review Committee shall initiate an investigation of the matter and forward its Report, which shall include its finding(s) and recommendation(s), in writing to the Executive Medical Staff Committee. The Peer Review Committee shall recommend one or more of the following actions:

- (i) to dismiss the charge(s);
- (ii) to recommend restoration of clinical privileges following a suspension pursuant to Section 4, Summary Suspension of Privileges, of this Article; Section 5, Administrative Suspension of Privileges for Non-compliance with Staff Responsibilities, of this Article; or Section 6, Adverse Licensure Actions, of this Article;
- (iii) to issue a letter of warning, admonition, censure or reprimand;
- (iv) to recommend specific remedial measures which may include, but not be limited to, training, education or counseling;
- (v) to recommend a proctorship or specific period of probation with appropriate terms and conditions which may include, but not be limited to, training, education, counseling or requirements for consultation;
- (vi) to recommend a reduction of clinical privileges;
- (vii) to recommend a specific period of suspension or termination of clinical privileges;
- (viii) to recommend a specific period of suspension or termination of Membership;

Such recommendation(s) shall be supported by reference to the specific activities or conduct upon which the recommendation(s) is based.

The Peer Review Committee's investigation shall not be limited to the specific activities or conduct reported to it when its investigation reasonably discloses the need for a more comprehensive investigation of the Member in order to formulate its recommendation(s) to the Executive Medical Staff Committee.

At the completion of its investigation, the Peer Review Committee shall forward its Report to the Executive Medical Staff Committee.

b. Executive Medical Staff Committee Action

After receipt of the Peer Review Committee's Interim or Final Report, the Executive Medical Staff Committee shall meet to consider the matter and proceed as set forth below.

(i) On Interim Recommendation To Restore Clinical Privileges Following Summary Suspension

- (1) Where, before the completion of the Peer Review Committee investigation, the Peer Review Committee recommends restoration of the clinical privileges of a Member whose privileges have been summarily suspended, the Executive Medical Staff Committee shall convene a special meeting within seven (7) days, or as soon as practicable thereafter, of its receipt of the recommendation to consider the matter and to vote either to restore the clinical privileges or to continue the summary suspension pending the completion of the Peer Review Committee's investigation.
- (2) If the Executive Medical Staff Committee votes to restore the Member's clinical privileges, the President shall notify in writing the Chair of the Peer Review Committee, the Medical Director, the person who imposed the summary suspension and the Member of such restoration pursuant to Section 8, Notice to Member, of this Article.
- (3) Irrespective of the vote of the Executive Medical Staff Committee to restore the Member's clinical privileges, the Peer Review Committee shall complete its investigation. Such vote shall not limit the recommendation that the Executive Medical Staff Committee may make upon receipt of the final Report.

(ii) On Peer Review Committee's Completed Report And Recommendation(s)

- (1) Upon receipt of the Peer Review Committee's Report, the President shall promptly forward a copy to the Member and shall notify him or her of the date upon which the Executive Medical Staff Committee shall meet to review the matter and of the Member's right to appear at this meeting.

- (2) The matter shall be considered at a meeting of the Executive Medical Staff Committee that is at least fourteen (14) days after receipt by the President of the Peer Review Committee's Report. At this meeting, the following persons shall be permitted to make a presentation and to respond to any questions posed by the Executive Medical Staff Committee: the Chair of the Peer Review Committee, or designee; the Member who is the subject of the peer review; the individual whose report initiated the Peer Review, or designee; and any other person permitted at the discretion of the President. The President shall impose limitations as he or she deems appropriate including, but not limited to, the length and subject matter of the presentations by any non-Committee Member(s) permitted to be present and the order of presentation. The Executive Medical Staff Committee shall deliberate in executive session.
- (3) The Executive Medical Staff Committee shall then vote to either:
 - (A) recommend the adoption or adoption with amendments of the Report of the Peer Review Committee, or
 - (B) recommend one or more of the actions set forth in Section 3(a), Peer Review Committee Action, of this Article, or
 - (C) refer the matter back to the Peer Review Committee for further investigation or consideration stating the reasons for such referral and specifying a time frame within which the Peer Review Committee shall respond.
- (5) If the Executive Medical Staff Committee votes to dismiss the charges pursuant to Section 3(a)(i), Peer Review Committee Action, of this Article, the charges shall be dismissed.
- (6) If the Executive Medical Staff Committee votes to recommend an action which does not give rise to a right to a hearing pursuant to Article VIII, Section 2, Actions Not Giving Rise to a Right to a Hearing, such recommendation shall be imposed by the President without further action by the Joint Conference Committee or the Board. However, the President shall report the action to the Joint Conference Committee at its next regularly scheduled meeting.
- (7) Recommendation Giving Rise to Right to a Hearing
 - (A) If the Executive Medical Staff Committee votes to recommend an action which gives rise to a right to a hearing pursuant to Article VIII, Section 1, Action Giving Rise to a Right to a Hearing, the Member shall be notified of his or her right to a hearing as set forth in Article VIII, Section 3, Notice to Member of Adverse

Recommendation or Adverse Action and Hearing Rights.

- (B) If the Member requests a hearing, the procedures set forth in Article VIII, Hearing and Appeals Procedures, shall be followed through to final action by the Board.
- (C) If the Member waives the right to a hearing pursuant to Article VIII, Section 16, Waiver of Hearing, the Executive Medical Staff Committee shall forward its recommendation(s) and other relevant information, including the Report and Recommendation(s) of the Peer Review Committee, to the Joint Conference Committee as soon as the Member waives his right to a hearing.
- (8) If the Member is under summary suspension, unless the Executive Medical Staff Committee votes to dismiss the charges, the Executive Medical Staff Committee shall make an affirmative finding as to whether the summary suspension shall remain in effect pending the exhaustion of the Member's hearing and appeal rights.
- (9) The Executive Medical Staff Committee's recommendation shall be in writing and, unless it has adopted the Report of the Peer Review Committee as its recommendation, shall include a statement of the basis for its recommendation.
- (10) The President shall promptly forward the recommendation of the Executive Medical Staff Committee to the Medical Director, the Chief Operating Officer, the Joint Conference Committee and the Member.

c. Joint Conference Committee Action

- (i) At the next regular meeting, or as soon thereafter as reasonably practicable, after receipt of the recommendation of the Executive Medical Staff Committee, the Joint Conference Committee shall review in executive session the Report of the Peer Review Committee and the recommendation of the Executive Medical Staff Committee.
- (ii) The Joint Conference Committee shall then vote to either:
 - (1) recommend the adoption of the recommendation of the Executive Medical Staff Committee, or
 - (2) recommend one or more of the actions set forth in Section 3(a), Peer Review Committee Action, of this Article.
- (iii) The Joint Conference Committee's recommendation shall be in writing and, unless it adopts the recommendation of the Executive Medical Staff Committee, shall include a statement of the basis for its recommendation.

- (iv) The Chair of the Joint Conference Committee shall promptly forward the Report of the Peer Review Committee, the recommendation of the Executive Medical Staff Committee and its own recommendation to the Board.

d. Board Action

- (i) At its next regularly scheduled meeting, or as soon thereafter as is reasonably practicable, after receipt of the Joint Conference Committee's recommendation, the Board shall meet in executive session and consider the Report of the Peer Review Committee and the recommendations of the Executive Medical Staff Committee and the Joint Conference Committee.
- (ii) The Board shall then vote to either:
 - (1) adopt the Report of the Peer Review Committee, and/or
 - (2) adopt the recommendation of the Executive Medical Staff Committee, and/or
 - (3) adopt the recommendation of the Joint Conference Committee, or
 - (4) recommend one or more of the actions set forth in Section 3(a), Peer Review Committee Action, of this Article, or
 - (5) refer the matter back to the Joint Conference Committee for further consideration stating the reason(s) for such referral and setting a time limit within which it shall report back to the Board.
- (iii) If the Board votes to take an action that does not give rise to a right to a hearing; pursuant to Article VIII, Section 2, Actions Not Giving Rise to a Right to a Hearing, the Board's action is final and shall be imposed by the President.
- (iv) If the recommendation of the Executive Medical Staff Committee gave rise to the right to a hearing pursuant to Article VIII, Section 1, Actions Giving Rise to a Right to a Hearing, but the Member waived his right pursuant to Article VIII, Section 16, Waiver of Hearing, and the Board's action is no more severe than that recommended by the Executive Medical Staff Committee, the Member shall have no right to a hearing and the Board's action is final. However, if the Board's action is more severe than that recommended by the Executive Medical Staff Committee and the Member waived his right to a hearing on the recommendation of the Executive Medical Staff Committee, the Member shall be notified of the right to a hearing as set forth in Article VIII, Section 3, Notice to Member of adverse Recommendation or Adverse Action and Hearing Rights.

- (1) If the Member requests a hearing, the procedures set forth in Article VIII, Hearing and Appeals Procedures, shall be followed through to final action by the Board.
- (2) If the Member waives the right to a hearing pursuant to Article VIII, Section 17, Waiver of Hearing, the action of the Board shall be final.
- (3) For purposes of this subsection (iv), termination of Membership or clinical privileges shall be considered more severe than a reduction of clinical privileges, which shall be considered more severe than a suspension of clinical privileges or Membership, which shall be considered more severe than probation.
- (v) The Board's final action shall be in writing and, unless the Board adopts the Report of the Peer Review Committee and/or the recommendation of the Executive Medical Staff Committee and/or the recommendation of the Joint Conference Committee, it shall include a statement of the basis for its action.
- (vi) Unless otherwise stated by the Board, its action shall take effect as of the date of the meeting at which the Board voted.

e. Notice of Final Action

Notice of the Board's final action shall be given, through the President of the Medical Staff, to the Medical Director and the Member.

SECTION 4. SUMMARY SUSPENSION OF CLINICAL PRIVILEGES

a. Criteria

A Department Chair, the President, the Medical Director, the Chief Operating Officer, and the Bureau Chief shall each have the authority, whenever immediate action is deemed necessary in the best interest of patient care or to prevent any immediate danger to the public, including Hospital patients, visitors and staff, to summarily suspend all or any portion of the clinical privileges of a Member.

b. Procedure

- (i) The individual imposing the summary suspension shall promptly give written notice thereof to the Member pursuant to Section 8, Notice to Member, of this Article. Such summary suspension shall become effective immediately upon imposition, and shall be reported to the Peer Review Committee pursuant to Section 2, Duty to Report, of this Article.
- (ii) Once imposed, the summary suspension of clinical privileges may only be rescinded with the concurrence of the Department Chair, President, Medical Director, Chief Operating Officer and Bureau Chief. Otherwise, such suspension shall remain in full force and effect pending completion

of the Peer Review Committee's investigation unless such privileges are restored by the Executive Medical Staff Committee after consideration of the Peer Review Committee's interim report as provided in Section 3(b)(i), On Interim Recommendation to Restore Clinical Privileges Following Summary Suspension, of this Article.

c. Restoration

If the Executive Medical Staff Committee votes to restore all or any portion of the clinical privileges, such restoration shall take immediate effect without prejudice to the other proceedings pursuant to this Article or to any other proceedings set forth in these Bylaws.

SECTION 5. ADMINISTRATIVE SUSPENSION OF PRIVILEGES FOR NONCOMPLIANCE WITH STAFF RESPONSIBILITIES

a. Imposition

The President or the Medical Director may administratively suspend a Member's clinical privileges for the following reasons:

(i) Failure to Attend Mandatory Meeting

The unexcused failure of a Member to attend a mandatory meeting pursuant to Article XV, Section 8(b), Failure to Fulfill Annual Attendance Requirements.

(ii) Incomplete Medical Records

The unexcused failure of a Member to complete medical records within fifteen (15) days after written notice from the Medical Director delivered as set forth in Section 8, Notice to Member, of this Article. This provision shall not preclude the imposition of summary suspension pursuant to Section 4, Summary Suspension of Clinical Privileges, of this Article for failure to complete medical records, where appropriate.

b. Lifting of the Administrative Suspension

The individual who imposed the administrative suspension pursuant to this Section may determine when it will be lifted and notify the Member of such action as provided in Section 8, Notice to Member, of this Article.

SECTION 6. ADVERSE LICENSURE ACTIONS

a. Duty to Report Adverse Licensure Action

In the event the Member's license to practice medicine, dentistry or podiatry, or his or her license or right to prescribe or administer controlled substances is the subject of any adverse action by any legally constituted authority in the United States, including, but not limited to, revocation, suspension, probation, censure or reprimand, the Member shall report such adverse action in writing to the

President and the Medical Director within five (5) days of the imposition of such adverse action. Failure to promptly report an adverse action shall subject the Member to corrective action pursuant to these Bylaws up to and including termination of Medical Staff Membership.

b. Effect of Adverse Licensure Actions

(i) Adverse Licensure Actions In Illinois

In the event a Member's license to practice medicine, dentistry or podiatry is revoked by the IDFPR, or his or her license or right to prescribe or administer controlled substances in Illinois is revoked by a legally constituted authority, upon learning of the revocation, the President or Medical Director shall promptly notify the Member that his or her Membership is automatically terminated pursuant to these Bylaws. The Member shall have no right to a hearing or appellate review of the termination of Membership pursuant to this provision.

(ii) Illinois License Suspension

In the event a Member's license to practice medicine, dentistry or podiatry is suspended by IDFPR, or the Member's license or right to prescribe or administer controlled substances in Illinois is suspended by a legally constituted authority, upon learning of the suspension, the President or Medical Director shall promptly notify the Member that his or her Membership and clinical privileges are automatically suspended. The suspension shall remain in effect at least as long as the IDFPR licensure suspension or the suspension of the right to prescribe or administer controlled substances is in effect and may result in further corrective action pursuant to these Bylaws. The President or Medical Director shall promptly refer the matter to the Peer Review Committee.

(iii) Illinois License Probation

In the event a Member's license to practice medicine, dentistry or podiatry is placed on probation by IDFPR, or the Member's license or right to prescribe or administer controlled substances is placed on probation by a legally constituted authority, upon learning of the probation, the President or Medical Director shall promptly notify the Member that his or her Membership and clinical privileges are automatically on probation under the same terms. The probation shall remain in effect at least as long as the IDFPR licensure probation or the probation of the right to prescribe or administer controlled substances is in effect and may result in further corrective action pursuant to these Bylaws. The President or Medical Director shall promptly refer the matter to the Peer Review Committee.

(iv) Adverse Licensure Actions Outside of Illinois

- (1) Upon learning that a Member's license to practice medicine, dentistry or podiatry is suspended or revoked outside of Illinois,

or the Member's license or right to prescribe or administer controlled substances other than in Illinois is suspended or revoked by any legally constituted authority, the Bureau Chief, Chief Operating Officer, President, Medical Director or Department Chair shall summarily suspend the Member's clinical privileges and refer the matter to the Peer Review Committee. Such suspension shall remain in full force and effect pending completion of the Peer Review Committee's investigation unless such privileges are restored by the Executive Medical Staff Committee after consideration of the Peer Review Committee's interim report as provided in Section 3(b)(i), On Interim Recommendation to Restore Clinical Privileges Following Summary Suspension, of this Article.

- (2) In the event the Member's license to practice medicine, dentistry or podiatry is placed on probation, or his or her license or right to prescribe or administer controlled substances other than in Illinois is placed on probation, upon learning of the probation, the President, in consultation with the Medical Director and the Chief Operating Officer, may elect to take no action; to allow the Member to retain clinical privileges while referring the matter to the Peer Review Committee; to allow the Member to retain clinical privileges subject to the terms of the probation while referring the matter to Peer Review; or, to summarily suspend the Member's clinical privileges and refer the matter to the Peer Review Committee. Such suspension shall remain in full force and effect pending completion of the Peer Review Committee's investigation unless such privileges are restored by the Executive Medical Staff Committee after consideration of the Peer Review Committee's interim report as provided in Section 3(b)(i), On Interim Recommendation to Restore Clinical Privileges Following Summary Suspension, of this Article.

SECTION 7. SUSPENSION FROM EMPLOYMENT

Whenever a Member's clinical privileges are suspended, the Member shall automatically be subject to suspension of their County employment, if any, for a like period of time. The President shall immediately notify the Medical Director of any such suspension.

SECTION 8. NOTICE TO MEMBER

All notices to a Member required by this Article, shall be made by certified or registered mail, return receipt requested and by regular mail addressed to the Member at his or her residence address as it appears in the records of the Hospital or by personal delivery documented by the Member or a witness signature.

ARTICLE VIII: HEARING AND APPEAL PROCEDURE

SECTION 1. ACTIONS GIVING RISE TO A RIGHT TO A HEARING

- a. Except as otherwise provided in these Bylaws, a Member shall be entitled to request a hearing pursuant to this Article upon receipt of notice of the following adverse actions of the Board or adverse recommendations of the Executive Medical Staff Committee:
 - (i) termination during the provisional period of an initial appointment;
 - (ii) denial of reappointment;
 - (iii) denial of a request for additional clinical privileges;
 - (iv) imposition of proctorship with pre-approval requirements;
 - (iv) imposition of a period of probation; or
 - (vi) a reduction, suspension or revocation of clinical privileges or a suspension or termination of Medical Staff membership, except for summary suspension as provided for in Article VII, Section 4, Summary Suspension of Clinical Privileges, Section 5, Administrative Suspension of Privileges For Noncompliance with Staff Responsibilities or Section 6, Adverse Licensure Action.
- b. A Member shall have a right to a hearing upon an action of the Board only where:
 - (i) the Board's action is one of those listed in paragraph a. of this Section 1, Actions Giving Rise to the Right to a Hearing, and the Board has acted without a recommendation by the Executive Medical Staff Committee, or
 - (ii) the Board votes to impose a more severe action than that which was recommended by the Executive Medical Staff Committee and the Member waived his or her right to a hearing, if any, at the time of the Executive Medical Staff Committee's recommendation as set forth in Article VII, Section 3(b)(ii)(7), Recommendation Giving Rise to Right to Hearing.
- c. For the purpose of determining whether to request a hearing after the recommendation of the Executive Medical Staff Committee which gives rise to a right to hearing, Members are hereby on notice that this hearing and the post-hearing processes represent their opportunity to present relevant information related to that adverse recommendation and to appeal that adverse recommendation.

SECTION 2. ACTIONS NOT GIVING RISE TO A RIGHT TO A HEARING

Recommendations or actions not listed above in Section 1, Actions Giving Rise to a Right to a Hearing, of this Article, shall not give rise to the right to a hearing. These include, but are not limited to, the following;

- a. denial of an application for initial appointment;

- b. denial or revocation of temporary or emergency clinical privileges;
- c. summary or automatic suspension or termination of clinical privileges and medical staff membership under Article VII, Section 4, Summary Suspension of Clinical Privileges, Section 5, Summary Suspension of Privileges for Noncompliance With Staff Responsibilities, or Section 6, Adverse Licensure Actions; or
- d. any of the actions described in Article VII, Section 3, (a)(i) through (iv), Peer Review Committee Action.

SECTION 3. NOTICE TO MEMBER OF ADVERSE RECOMMENDATION OR ADVERSE ACTION AND HEARING RIGHTS

The President shall give prompt written notice of any action or recommendation specified in Section 1, Actions Giving Rise to a Right to a Hearing, of this Article, to the affected Member. The notice shall inform the Member of the following:

- a. their right to a hearing;
- b. the adverse recommendation or adverse action;
- c. the nature of the conduct or activities which were the basis for the adverse recommendation or adverse action;
- d. if a hearing is requested, the request for such hearing must be made to the President in writing within fifteen (15) days of receipt of the notice and must be made in accordance with Section 4, Request for Hearing, of this Article;
- e. failure to request a hearing within fifteen (15) days and in accordance with Section 4, Request for Hearing, of this Article, shall be a waiver of the right to a hearing and to an appellate review on the matter which is the subject of the notice, shall constitute acceptance of the adverse recommendation or adverse action which gave rise to the right to a hearing, and shall preclude the Member from further contesting the adverse recommendation or adverse action which gave rise to the right to a hearing;
- f. if the Member requests a hearing as set forth in this Article:
 - (i) the hearing shall be held before a Hearing Committee appointed in compliance with this Article;
 - (ii) the right to such hearing shall be forfeited if the Member fails to appear;
 - (iii) in the hearing, the Member has the right:
 - (1) to have representation by either a licensed attorney or another person of the Member's choice;
 - (2) to have a record made of the proceedings;

- (3) to call, examine, and cross-examine witnesses;
 - (4) to present evidence determined to be relevant by the Hearing Committee, regardless of its admissibility in a court of law; and
 - (5) to submit a written statement at the close of the hearing.
- (iv) after completion of the hearing, the Member shall receive the written Report and Recommendation(s) of the Hearing Committee, including a statement of the basis for the recommendation(s).

All notices to the Member shall be sent as set forth in Article VII, Section 8, Notice to Member.

SECTION 4. REQUEST FOR HEARING

A Member's request for a hearing must be in writing, must indicate whether the Member will be represented by an attorney or a non-attorney at the hearing, and must be sent by certified or registered mail, return receipt requested, to the President within fifteen (15) days of the Member's receipt of the notice of the right to a hearing.

SECTION 5. NOTICE OF HEARING

- a. Following receipt of a Member's request for hearing, the President shall notify the Member of the time, place and first date of the hearing in writing, which hearing shall begin not less than thirty (30) nor more than forty-five (45) days after this notice of hearing, unless otherwise agreed to by the parties. A hearing for a Member who is under summary suspension shall be held as soon as arrangements can reasonably be made, but not later than fifteen (15) days after receipt of the Member's request for a hearing unless the Member notifies the President, in writing, that the Member waives this fifteen (15) day requirement and requests that the hearing begin on a later date.
- b. The notice of hearing shall:
- (i) include a list of the witnesses, if any, expected to testify and the exhibits, if any, expected to be introduced at the hearing in support of the adverse recommendation or action;
 - (ii) inform the Member that either party may serve a request for documents on the other party which are directly relevant to the conduct of the Member being considered by the Hearing Committee;
 - (iii) inform the Member of the names of the members of the Hearing Committee and that, if the Member has an objection to a Hearing Committee member, that the Member shall follow the procedures set forth in Section 6(c), Objection to Hearing Committee Member, of this Article;
 - (iv) inform the Member that he or she will be required to provide to the Hearing Representative of the Respondent Body a list of witnesses expected to testify on the Member's behalf, if any, and the exhibits, if

any, the Member expects to introduce no later than seven (7) days before the first hearing date at which testimony will be taken;

- (v) state that either party to the hearing may amend the list of witnesses and exhibits expected to be used and that, if amended, prompt notice of any amendment will be given to the other party and the Chair of the Hearing Committee; and
- (vi) include a copy of Article VIII, Hearing and Appeal Procedures.

SECTION 6. HEARING COMMITTEE

a. Appointment of Hearing Committee

If a hearing is requested, the President of the Respondent Body shall, within fourteen (14) days of receipt of said request, appoint a Hearing Committee consisting of three (3) Medical Staff Members, and shall designate one of these members to serve as Hearing Committee Chair. The Medical Director and the President may elect to participate as non-voting, ex-officio members of the Hearing Committee and shall have the right to be heard throughout the hearing process. If the Respondent Body is not the Executive Medical Staff Committee, the President of the Respondent Body may delegate to the President of the Medical Staff his or her authority set forth in Sections 6(a), (b), or (c) of this Article.

b. Replacement of a Committee Member

In the event one of the Hearing Committee members is unable to continue serving on the Hearing Committee and if either of the parties objects to proceeding with fewer than three (3) members, the President of the Respondent Body shall appoint a replacement. The transcripts and any documentary evidence from previous hearing sessions shall be made available to the replacement member who shall have an opportunity to review these documents prior to the vote of the Hearing Committee.

c. Objection to Hearing Committee Member

If the Member objects to the appointment of any member of the Hearing Committee on the basis that the Committee member has significantly participated in the consideration of the matter or for other good cause, the Member shall submit an objection in writing to the President of the Respondent Body within five (5) days of receipt of the notice pursuant to Section 5, Notice of Hearing, of this Article, or, within three (3) days of notice of the appointment of a replacement member pursuant to either Section 6 (b), Replacement of a Committee Member, or this Section 6(c), Objection to a Hearing Committee Member, of this Article. The President of the Respondent Body shall promptly rule upon the objection and shall appoint a substitute member if the objection is sustained.

d. Role of Hearing Committee Chair

The Hearing Committee Chair shall:

- (i) act as the presiding officer of the hearing to maintain decorum and to ensure that all participants in the hearing have a reasonable opportunity to present relevant oral and written evidence;
- (ii) determine the order of proceeding;
- (iii) promulgate rules and procedures not inconsistent with these Bylaws;
- (iv) exclude or remove any person who is disruptive to an orderly and professional hearing;
- (v) rule on whether to receive oral and written evidence relevant to the subject matter of the hearing;
- (vi) admonish each witness and other participant that the hearing is confidential and protected under the Illinois Medical Studies Act (735 ILCS Part 21) and is not to be discussed with any person not involved in the hearing;
- (vii) require that oral testimony be given under oath; upon a showing of good cause, the Chair may permit a witness to appear by way of a sworn affidavit, by affidavit or by telephone where appropriate;
- (viii) determine the schedule for the hearing including any recesses or continuances; and
- (ix) designate a Vice-Chair who shall chair the hearing when the Chair is absent; service as Chair or Vice-Chair shall in no way prevent the member from participating fully in the deliberations and vote of the Hearing Committee.

SECTION 7. HEARING ADVISOR

The Hearing Committee may request a hearing adviser to advise it regarding procedural and evidentiary matters which arise during the hearing. Appointment of such hearing adviser shall be made by and at the discretion of the President. The Board or Hospital shall be responsible to pay for a hearing adviser unless the hearing adviser is employed by the County.

SECTION 8. RESPONDENT BODY REPRESENTATIVES

The President of the Respondent Body shall appoint one or more Hearing Representatives to present evidence in support of the adverse recommendation or action. If the Respondent Body is the Board, the President of the Board may delegate to the President of the Medical Staff the duties set forth in this Section 8.

SECTION 9. PREHEARING CONFERENCE

On the first day of the hearing, the Member and his attorney or representative, if any, and the Hearing Representative and attorney, if any, of the Respondent Body shall attend a prehearing conference with the

Committee presided over by the Hearing Committee Chair. The hearing shall be considered to have commenced as of the date of the prehearing conference. At this conference, the Chair of the Hearing Committee shall:

- a. preside over an exchange of the documentary evidence to be presented by both parties, exclusive of rebuttal evidence, and facilitate access, where possible, to relevant information or documents;
- b. receive any stipulations by the parties;
- c. consider any motions or objections from either party; and
- d. schedule future hearing dates.

SECTION 10. CONDUCT OF HEARING

a. Time Limits for Presentation of Testimony; Conclusion of Hearing

- (i) The presentation of evidence shall begin after the date of the prehearing conference. The presentation of evidence shall be concluded within six (6) weeks of the date of the prehearing conference, unless special circumstances warrant an extension, which may be granted only by the Hearing Committee Chair.
- (ii) A hearing shall be deemed concluded at the time set by the Chair of the Hearing Committee, taking into consideration the time for final transcripts to be completed and for filing written statements pursuant to Section 10(f), Oral and Written Presentations at Conclusion of Hearing, of this Article. If the parties decline to file such written statements, the hearing shall be deemed concluded following the presentation of witnesses and evidence and any oral argument pursuant to Section 10(f) of this Article.

b. Quorum of Hearing Committee Members Required

A quorum of the Hearing Committee shall be as defined as two (2) voting Hearing Committee members. No testimony or vote shall be taken unless a quorum is present.

c. Presence of Member

The Member shall be required to attend the entire hearing, including the prehearing session, except as excused by the Chair of the Hearing Committee. Any Member who fails without good cause to appear and proceed at the hearing shall be deemed to have waived the right to a hearing with the same effect as set forth in subparagraph (e) of Section 3, Notice to Member of Adverse Recommendation or Adverse Action and Hearing Rights, of this Article.

d. Participation of Attorneys

The Member and the Respondent Body shall have the right to have an attorney present to advise them during the hearing. Attorneys shall not be permitted to examine or cross-examine witnesses, but rather shall be available to assist and advise their clients. At the discretion of the Chair, the attorneys present may be entitled to present and argue motions and to make and argue objections during presentation of evidence.

This notwithstanding, in the event that the Member or a Hearing Representative of the Respondent Body is testifying as a witness, the attorney for the party offering the testimony may conduct only the direct examination of that witness. Neither party shall be permitted to unreasonably delay the proceedings because its attorney is unavailable. A party may be required to proceed without an attorney if unable to promptly secure substitute counsel.

e. Presentation of Evidence

- (i) Except as set forth in d., Participation of Attorneys, above, only the Member and the Hearing Representative(s) shall be entitled to present and question witnesses, to cross examine witnesses and to introduce exhibits and documents directly relevant to the issues subject to reasonable limitations imposed by the Hearing Committee Chair. Any member of the Hearing Committee may question any witness, the Hearing Representative(s) of the Respondent Body and the Member.
- (ii) The hearing is not a legal proceeding and need not be conducted according to the rules of law relating to the examination of witnesses or presentation or introduction of evidence. Any relevant information upon which responsible persons customarily rely in the conduct of serious affairs may be considered, regardless of its admissibility in a civil or criminal proceeding.
- (iii) The Chair of the Hearing Committee shall rule on issues of relevancy, shall require that a witness only appear once during the hearing, except for good cause shown by either party or for rebuttal purposes if allowed by the Chair; and shall require that all questioning of a witness occur during that witness's appearance.

f. Oral and Written Presentations at Conclusion of Hearing

At the discretion of the Hearing Committee Chair, at the conclusion of the presentation of testimony and evidence, the Member and a Hearing Representative shall be permitted to make an oral presentation lasting no longer than thirty (30) minutes summarizing the evidence and arguments supporting the hearing outcome sought by that party. In addition, subject to reasonable page limitations and time frames imposed by the Hearing Committee Chair, the parties shall be permitted to submit written statements for the consideration of the Hearing Committee prior to its deliberation.

g. Official Notice

The Hearing Committee may take official notice of any generally accepted technical or scientific matter relating to the issues under consideration. The Member or a Hearing Representative may request that a matter be officially noticed, provided such action is taken prior to the deliberation of the Hearing Committee.

h. Consideration of New Matters; Consolidation of Hearings

- (i) Under extraordinary circumstances and at the discretion of the Hearing Committee Chair, new or additional matters or evidence relating to the Member which was not available at the time of the recommendation or action by the Respondent Body which gave rise to the right to a hearing may be considered by the Hearing Committee.
- (ii) If, during or after the appointment of a Hearing Committee, a new adverse action or recommendation is voted upon which also gives rise to the right to a hearing pursuant to Section 1, Actions Giving Rise to a Right to a Hearing, of this Article, the President may, in his or her discretion, consolidate the hearing of the new matter with the existing matter and only one hearing shall be conducted. If the matters which are consolidated involve both a corrective action and an application for reappointment, the Hearing Committee shall issue a separate report as to each matter.
- (iii) The Chair of the Hearing Committee will provide the Member and the Hearing Representative with adequate notice and opportunity to respond before the Hearing Committee considers any such new or additional matters or evidence.
- (iv) After the Hearing Committee has issued its Report, no new or additional matters or evidence not raised or presented during the hearing and not reflected in the Hearing Record may be considered by the Executive Medical Staff Committee, the Joint Conference Committee or the Board.

i. Only One Hearing Permitted

Notwithstanding any provision of these Bylaws, no Member shall have a right to more than one hearing with respect to any action or recommendation of a Respondent Body. An action or recommendation shall refer to all matters voted upon simultaneously by the Respondent Body with respect to the Member which, individually or collectively, give rise to a right to a hearing under Section 1, Actions Giving Rise to a Right to A Hearing, of this Article.

SECTION 11. BURDEN OF PROOF

The Respondent Body shall have the initial obligation to present evidence in support of its action or recommendation. The Member shall thereafter have the burden of proving, by clear and convincing evidence, that the adverse action or recommendation either lacks a factual basis or, in considering the factual basis, that the adverse action or recommendation is arbitrary, capricious or unreasonable. Rebuttal evidence shall be permitted at the discretion of the Hearing Committee Chair.

SECTION 12. RECORD OF HEARING

The Hearing Record shall consist of:

- a. an accurate verbatim record of all hearing sessions made by a court reporter;
- b. the Credentials Committee or Peer Review Committee Report , if any;
- c. the action or recommendation of the Respondent Body giving rise to a right to a hearing;
- d. exhibits admitted during the hearing;
- e. any written motions or statements submitted by the parties during the hearing; and
- f. the Hearing Committee's Report.

SECTION 13. DELIBERATION AND REPORT OF HEARING COMMITTEE

- a. At the conclusion of the hearing as defined in Section 10(a), Time Limits for Presentation of Testimony; Conclusion of Hearing, of this Article, the Hearing Committee shall conduct its deliberations in executive session.
- b. Within fifteen (15) days following the conclusion of the hearing, the Chair of the Hearing Committee shall forward the Hearing Committee's Report to the President and to the Member. The Hearing Committee's Report shall contain the findings, conclusions and recommendation(s) of the Hearing Committee including whether the Member has shown by clear and convincing evidence that the adverse recommendation or action either lacks any factual basis or, that in considering the factual basis, the adverse recommendation or action is arbitrary, capricious or unreasonable.

SECTION 14. FAILURE OF HEARING COMMITTEE TO ACT

In the event that the Hearing Committee fails to conduct a hearing which is substantially in accordance with the provisions of these Bylaws, the President of the Respondent Body may terminate the proceedings and appoint a new Hearing Committee as set forth in Section 6a., Appointment of Hearing Committee, of this Article. This new Hearing Committee shall resume the hearing, using transcripts of testimony already given, or may require that testimony be presented again before the new Hearing Committee.

SECTION 15. APPEAL FROM HEARING COMMITTEE REPORT; BRIEFS AFTER HEARING

The Member and the Hearing Representative(s) shall be permitted to submit written briefs to the Executive Medical Staff Committee in support of or in appeal from the Report of the Hearing Committee. The written briefs shall be due within fourteen (14) days of receipt of the Hearing Committee's Report. The Executive Medical Staff Committee shall consider the briefs along with the Hearing Record in making its recommendation. Notice of such recommendation or action shall be promptly transmitted by the Respondent Body to the President, the Medical Director and the Member as set forth in Article VII, Section 8, Notice to Member.

SECTION 16. WAIVER OF HEARING

If a Member fails to request a hearing as set forth in Section 4, Request for a Hearing, of this Article or otherwise fails to comply with this Article or orders of the Hearing Committee, he or she shall be deemed

to have consented to such adverse action or recommendation and to have voluntarily waived all rights to which he or she might otherwise have been entitled under these Bylaws. Once a Member is deemed to have waived the right to a hearing, he or she shall not have a right to a hearing or an appellate review at any later stage of the reappointment or corrective action process, except in those limited circumstances where a right to hearing exists after the Board has voted to act, as set forth in Section 1, Actions Giving Rise to a Right to a Hearing, of this Article.

SECTION 17. EXECUTIVE MEDICAL STAFF COMMITTEE ACTION AFTER EXERCISE OF RIGHT TO A HEARING

- a. At its next regularly scheduled meeting, or as soon thereafter as reasonably practicable, after receipt of the Hearing Committee's Report, the Executive Medical Staff Committee shall meet in executive session to review the Report. At such meeting, subject to Section 23, Disqualification, of this Article, the following persons shall be permitted to make a brief presentation and to respond to any questions posed by the members of the Executive Medical Staff Committee: the Chair of the Hearing Committee or his designee; a representative of the Respondent Body; and the Member who is the subject of the Report. The President shall establish procedures for these appearances including, but not limited to, limitations on the length and subject matter of the presentations, limitations regarding the persons permitted to be present during any portion of the meeting and the order of presentations.
- b. At the conclusion of the meeting, the Executive Medical Staff Committee, subject to Section 23, Disqualification, of this Article, shall deliberate in executive session and shall then vote to:
 - (i) In the case of a hearing on an application for reappointment, either adopt as its final recommendation the Report of the Hearing Committee or recommend that the application for reappointment either be approved, be approved with modified Staff Category, Department and Division assignment and/or clinical privileges, or be denied.
 - (ii) In the case of a hearing on a corrective action matter, either adopt as its final recommendation the Report of the Hearing Committee or recommend one or more of the actions set forth in Article VII, Section 3a., Peer Review Committee Action.
- c. The Executive Medical Staff Committee's final recommendation shall be in writing and, unless it has adopted the Report of the Hearing Committee as its final recommendation, shall include a statement of the basis for such recommendation which shall become part of the Hearing Record.
- d. As soon as possible following the meeting at which it adopts its final recommendation, the President shall forward the final recommendation of the Executive Medical Staff Committee to the Joint Conference Committee. Although the entire Hearing Record need not be forwarded to the Joint Conference Committee, it shall be made available for review by any Joint Conference Committee member.

SECTION 18. JOINT CONFERENCE COMMITTEE ACTION

- a. At its next regularly scheduled meeting, or as soon thereafter as reasonably practicable after receipt of the recommendation of the Executive Medical Staff Committee, the Joint Conference Committee shall meet in executive session to review the Report of the Hearing Committee and the recommendation of the Executive Medical Staff Committee. At such meeting, subject to Section 23, Disqualification, of this Article, the following persons shall be permitted to make a brief presentation and to respond to any questions posed by members of the Joint Conference Committee: the Chair of the Hearing Committee or designee; a representative designated by the Executive Medical Staff Committee; and the Member. The Chair of the Joint Conference Committee shall establish procedures for these appearances as he or she deems appropriate including, but not limited to, limitations on the length and subject matter of the presentations, limitations regarding the persons permitted to be present during any portion of the meeting, and the order of presentations.
- b. At the conclusion of the meeting, the Joint Conference Committee, subject to Section 23, Disqualification, of this Article, shall deliberate in executive session and shall then vote to:
 - (i) In the case of a hearing on an application for reappointment, either:
 - (1) adopt as its recommendation the Report of the Hearing Committee, and/or
 - (2) adopt as its recommendation the recommendation of the Executive Medical Staff Committee, or
 - (3) recommend that the application for reappointment either be approved, be approved with a change in Staff Category, Department and Division assignment and/or clinical privileges, or be denied.
 - (ii) In the case of a hearing on a corrective action matter, either:
 - (1) adopt as its recommendation the Report of the Hearing Committee, and/or
 - (2) adopt as its recommendation the recommendation of the Executive Medical Staff Committee, or
 - (3) recommend one or more of the actions set forth in Article VII, Section 3a., Peer Review Committee Action.
- c. The Joint Conference Committee's recommendation shall be in writing and, unless it has adopted the Report of the Hearing Committee and/or the recommendation of the Executive Medical Staff Committee as its recommendation, shall include a statement of the basis for such recommendation which shall become part of the Hearing Record.

- d. As soon as possible following the meeting at which it adopts its recommendation, the Chair of the Joint Conference Committee shall forward the Joint Conference Committee's recommendation to the Board, together with the Hearing Record.

SECTION 19. HEARING ON JOINT CONFERENCE COMMITTEE RECOMMENDATION

In the event the Joint Conference Committee recommendation is more severe than the recommendation of the Executive Medical Staff Committee and the Member has not previously requested a hearing on the matter which is the subject of the recommendation, the Chair of the Joint Conference Committee shall notify the Member in writing of the Joint Conference Committee's recommendation and of the Member's right to request, in writing, a hearing prior to the Board's consideration of the matter. Such notice shall adhere to the same requirements for notice following recommendations of the Executive Medical Staff Committee as set forth in Section 3, Notice to Member of Adverse Recommendation or Adverse Action and Hearing Rights, of this Article. If, within thirty (30) days following receipt of such notification, the Member requests a hearing in writing, a hearing shall be conducted and shall be considered to have the same effect as a hearing conducted upon a recommendation of the Executive Medical Staff Committee for all purposes arising under these Bylaws.

SECTION 20. BOARD ACTION

- a. At its next regularly scheduled meeting, or as soon thereafter as is reasonably practicable, after receipt of the Hearing Record from the Joint Conference Committee, the Board shall meet in executive session and consider the Hearing Record and the Committee recommendations.
- b. The Board shall then vote to:
 - (i) In the case of a hearing on an application for reappointment:
 - (1) adopt the Report of the Hearing Committee, and/or
 - (2) adopt the recommendation of the Executive Medical Staff Committee, and/or
 - (3) adopt the recommendation of the Joint Conference Committee, or
 - (4) recommend that the application for reappointment either be approved, be approved with a change in Staff Category, Department and Division assignment and/or clinical privileges, or be denied, or
 - (5) refer the matter back to the Joint Conference Committee for further consideration stating the reasons for such referral and setting a time limit within which the Joint Conference Committee shall report back to the Board.
 - (ii) In the case of a hearing on a corrective action matter
 - (1) adopt the Report of the Hearing Committee, and/or

- (2) adopt the recommendation of the Executive Medical Staff Committee, and/or
- (3) adopt the recommendation of the Joint Conference Committee, or
- (4) refer the matter back to the Joint Conference Committee directing the Committee to recommend to the Board within thirty (30) days a different corrective action as set forth in Article VII, Section 3(a), Peer Review Committee Action.

SECTION 21. FINAL BOARD ACTION

The Board shall take final action on a matter only after the Member has exhausted or waived the procedural rights granted under these Bylaws.

SECTION 22. NOTICE OF FINAL DECISION

- a. Notice of the Board's final decision shall be given, through the President, to the Medical Director and to the Member. Notice to the Member shall be pursuant to Article VII, Section 8, Notice to Members.
- b. The notice shall include the effective date of the Board's action. Unless otherwise specified by the Board, the date of the meeting at which the Board takes final action shall be the effective date of the action.
- c. The notice shall also include a statement of the basis for the Board's action. Where the Board is adopting the Report of the Hearing Committee and/or the recommendation of the Executive Medical Staff Committee and/or the recommendation of the Joint Conference Committee and where the Board does not provide a statement of the basis for its action, the Board shall be deemed to have adopted the basis set forth in the recommendation it is adopting.

SECTION 23. DISQUALIFICATION

No Member who is the subject of an adverse action or adverse recommendation pursuant to Article V, Procedure for Appointment and Reappointment, or is the subject of a peer review pursuant to Article VII, Corrective Action, at the time of a proceeding held pursuant to this Article, shall take part in any deliberations or vote when any committee acts in furtherance of its duty in relation to that adverse action or recommendation.

SECTION 24. CALENDAR DAY

All timelines identified in this Article and in these Bylaws shall be for consecutive calendar day unless specifically stated otherwise.

ARTICLE IX: OFFICERS

SECTION 1. OFFICERS OF THE MEDICAL STAFF

The officers of the Medical Staff shall be:

- a. President;
- b. Vice President;
- c. Secretary; and
- d. Treasurer.

SECTION 2. QUALIFICATIONS OF THE OFFICERS

a. General Qualifications

Officers must be Members of the Active category at the time of nomination and election and must remain Members in good standing in the Active category during their terms of office. Failure to maintain such status shall immediately create a vacancy in the office involved.

b. Exclusions

The Bureau Chief, Chief Operating Officer, the Medical Director and Associate Medical Director(s) shall not hold Medical Staff office.

SECTION 3. ELECTION OF OFFICERS

a. Nominating Committee

The Nominating Committee shall consist of Members appointed by the President not less than ninety (90) days prior to the annual meeting. It shall consist of five (5) Members. The Nominating Committee shall select and forward a list of at least two (2) nominees for each of the offices of President, Vice-President, Secretary and Treasurer not less than forty-five (45) days prior to the annual meeting, together with the written agreement of each nominee to serve in the office for which he or she is to be nominated, if elected. The list of such nominees shall be presented to the Executive Medical Staff Committee at its meeting held at least one (1) month prior to the annual meeting.

b. Nomination By Petition

Nominations may also be made not less than seven (7) days before the annual meeting by submitting to the Nominating Committee the name(s) for each additional nomination accompanied by a petition signed by at least twenty-five (25) Members of the Medical Staff who are eligible to vote. Each additional name shall also be accompanied by the written agreement of each nominee to serve in the office for which he or she is nominated, if elected. After review of each petition by the Nominating Committee, it shall certify the valid petitions and present the final list of nominees at the annual meeting.

c. Election Procedure

- (i) Nomination for officers shall be presented at the annual meeting in odd-numbered years. Officers shall be elected by written ballot following the annual meeting of the Medical Staff in odd-numbered years. Ballots

shall be mailed to all voting Members within fourteen (14) days after the annual meeting and must be returned within twenty-eight (28) days after the date of the annual meeting. All officers shall be elected by a majority of the vote.

- (ii) If no candidate for office receives a majority vote on the first ballot, a run-off election between the two candidates who received the largest number of votes shall be held. Ballots shall be mailed to all voting Members within seven (7) days after determining that a run-off election is required and shall be returned within fourteen (14) days of the date of the mailing of the run-off ballots.
- (iii) The written ballot shall be printed containing the names of the nominees for office and sufficient instructions for the proper completion of the ballot. Only Members with voting rights who have paid current dues shall be eligible to vote. The list of eligible voters shall be verified by the Nominating Committee at the annual meeting, and a copy of such list of eligible voters shall be given to any voting Member requesting it.
- (iv) The Executive Medical Staff Committee shall have the option of using electronic means for voting instead of or in combination with printed and mailed ballots.

d. Election Results

Votes shall be tallied by the Nominating Committee. The results of the election as reported by the Nominating Committee shall be final. However, if there is an objection to the vote-count by any voting Member, accompanied by a petition signed at least twenty-five (25) eligible voters, a recount shall then be held under the observation of one Member selected by and from the Executive Medical Staff Committee and one Member selected by each candidate affected by the recount. An objection to the vote count shall be filed with the Chair of the Nominating Committee within ten (10) days of the Nominating Committee's report of the election results. The ballots shall be destroyed no sooner than sixty (60) days after the announcement of the results of the election if there has been no challenge. In the event of a challenge, the ballots shall be destroyed no sooner than sixty (60) days after the recount.

SECTION 4. TERM OF OFFICE

All officers shall serve a two (2) year term and may not succeed themselves in the same office more than once. Officers shall take office at the first regular meeting of the Executive Medical Staff Committee following the announcement of their election.

SECTION 5. VACANCIES IN OFFICE AND REMOVAL OF OFFICERS

A vacancy shall exist upon the resignation, retirement, or discharge of an officer. Upon a failure of an officer to discharge his or her duties for a period in excess of sixty (60) days without showing good cause, the Executive Medical Staff Committee may vote to remove that officer by the motion of an officer which shall require approval of a two-thirds vote of a quorum.

Vacancies in an office which occur during the two (2) year period, except for the Presidency, shall be filled by the vote of a simple majority of a quorum of the Executive Medical Staff Committee. If there is a vacancy in the office of the President, the Vice President shall serve out the remaining term of the President.

SECTION 6. DUTIES OF OFFICERS

a. President

The President, who shall serve as the chief administrative officer of the Medical Staff and as the Chair of the Executive Medical Staff Committee shall:

- (i) act in coordination and cooperation with the Chief Operating Officer and the Medical Director in all matters of mutual concern within the Hospital;
- (ii) call, preside at, and be responsible for the agenda of all general meetings of the Medical Staff;
- (iii) serve as Ex-officio member of all other Medical Staff committees;
- (iv) be responsible for the enforcement of the Medical Staff Bylaws and its Rules and Regulations, for implementation of sanctions where these are indicated and for the Medical Staff's compliance with procedural safeguards in all instances where corrective action has been requested against a Member;
- (v) appoint Medical Staff committee members as provided in Article XI, Committees;
- (vi) represent the views, policies, needs and grievances of the Medical Staff to the Medical Director, the Chief Operating Officer, the Bureau Chief and the President of the Board;
- (vii) receive and interpret to the Medical Staff the policies of the Board and report to the Board on the performance of the Medical Staff's responsibilities;
- (viii) represent the Medical Staff, by attendance and voice when required, at meetings of the Board;
- (ix) be the spokesperson for the Medical Staff in its external relations; and
- (x) be a member of the Joint Conference Committee.

b. Vice President

The Vice President shall:

- (i) be the Vice-President of the Medical Staff and the Executive Medical Staff Committee;

- (ii) be a member of the Joint Conference Committee; and
- (iii) assume all of the duties and have the authority of the President in the absence of the President, and fill a vacancy in the office of the President as provided in Section 5, Vacancies In Office And Removal Of Officers, of this Article.

c. Secretary

The Secretary shall:

- (i) be the Secretary of the Medical Staff and the Executive Medical Staff Committee and keep accurate and complete minutes of Medical Staff and Executive Medical Staff Committee meetings;
- (ii) maintain a current list of all Members and Non-Member Practitioners and members of the Executive Medical Staff Committee;
- (iii) forward minutes of the meetings of the Medical Staff, held pursuant to Article XIII, Medical Staff Meetings, to each Member within thirty (30) days following each such meeting;
- (iv) promptly forward minutes of the Executive Medical Staff Committee meetings to all members of the Executive Medical Staff Committee and all Division Chairs regardless of whether they are members of the Executive Medical Staff Committee prior to the next regular meeting of the Executive Medical Staff Committee;
- (v) attend to all correspondence and perform such other duties as ordinarily pertain to this office;
- (vi) receive and maintain a file of the reports of all standing committees of the Medical Staff; and
- (vii) be a member of and report the proceedings of the Joint Conference Committee at the next Executive Medical Staff Committee meeting. In the absence of the President and the Vice-President, the Secretary shall assume all of the duties and have the authority of the President.

d. Treasurer

The Treasurer shall:

- (i) collect annual staff dues and keep accurate and complete records of collections and expenditures of these and any other funds or assessments that shall become the property of the Medical Staff;
- (ii) prepare and transmit to the Executive Medical Staff Committee a monthly report of the staff accounts; and

- (iii) be a member of the Executive Medical Staff Committee and of the Joint Conference Committee. In the absence of the President, the Vice-President and the Secretary, the Treasurer shall assume all of the duties and have the authority of the President.

**ARTICLE X: COMPOSITION AND DUTIES OF THE
EXECUTIVE MEDICAL STAFF COMMITTEE**

SECTION 1. COMPOSITION

- a. The Executive Medical Staff Committee shall include:
 - (i) the President, Vice-President, Secretary, and Treasurer of the Medical Staff, who shall hold the same offices on the Executive Medical Staff Committee;
 - (ii) the Chairs of all medical Departments of the Hospital and the Chair of the Division of General Surgery;
 - (iii) one (1) member from each of five (5) Divisions of the Department of Medicine, at least one (1) of whom shall not be a Division Chair;
 - (iv) one (1) member from each of the four (4) Divisions of the Department of Surgery, at least one of whom shall not be a Division Chair;
 - (v) two (2) members each from the Departments of Obstetrics/Gynecology and Pediatrics and one (1) member each from the Departments of Anesthesiology, Correctional Health Services, Family Medicine and Community Health, Pathology, Psychiatry, Radiology and Trauma;
 - (vi) one (1) member from among the full-time Non-Member Practitioners, selected by the President, who may participate and vote;
 - (vii) the President of the House Staff who may participate and vote, but who may not be present during executive session discussion of peer review and credentials matters; and
 - (viii) the Immediate Past President, who shall be an Ex-officio member ; and
 - (ix) The Chief Operating Officer, the Medical Director, the Associate Hospital Director, the Associate Medical Directors, and the Director of Nursing Services, who shall be Ex-officio members.
- b. Committee members, excluding Chairs and officers, shall be elected biennially by secret ballot within the applicable Department.
- c. If an elected member of the Committee is no longer able or eligible to serve on the Committee, a replacement Committee member shall be elected by secret ballot by the Members of the applicable Department. The Replacement member shall be from the same Division as that of the member whose position is vacated.

- d. The Members in each Department named in Section 1(a) above shall elect by secret ballot alternate members to the Executive Medical Staff Committee equal to their Department's representation of regular elected members. Alternates may serve for any absent regular elected member within their Department. Should the position of an alternate member be vacated, an election shall be held within the Department in like manner for a regular member. An alternate member, when serving for a regular member at a meeting, shall have all rights and privileges of the regular member in whose place the alternate is acting..

SECTION 2. DUTIES

The Executive Medical Staff Committee shall:

- a. represent and act on behalf of the Medical Staff subject to such limitations as may be imposed by these Bylaws;
- b. coordinate the activities and general policies of the various Departments;
- c. receive and act upon committee reports;
- d. implement policies of the Medical Staff not otherwise the responsibility of Departments, and where implementation of such policies is the responsibility of Departments, the Executive Medical Staff Committee shall oversee such implementation;
- e. provide liaison between the Medical Staff, the Chief Operating Officer, Bureau Chief and the Board not otherwise provided for or practicable through the Joint Conference Committee;
- f. recommend action to the Board on matters of a medical administrative nature via the President, the Chief Operating Officer, the Bureau Chief and the Joint Conference Committee;
- g. make recommendations on Hospital management matters to the Board via the President, the Chief Operating Officer, the Bureau Chief and the Joint Conference Committee;
- h. fulfill the Medical Staff's accountability to the Board for the medical care rendered to the patients in the Hospital;
- i. verify that the Medical Staff is kept abreast of the accreditation program and informed of the accreditation status of the Hospital;
- j. make recommendations on all matters relating to Medical Staff appointments, reappointments, Staff and Administrative Category assignments, assignment to Departments and Divisions, clinical privileges and corrective actions;
- k. review and forward to the Joint Conference Committee the biennial reports of the Departments and Divisions and matters of a programmatic nature;

1. take all reasonable steps to promote professionally competent and ethical conduct on the part of all Members including the initiation of and participation in Medical Staff review and corrective measures where warranted;
- m. report at each general meeting of the Medical Staff;
- n. assist in implementing and enforcing policy and procedures approved by the Board;
- o. participate in all Hospital deliberations that affect the discharge of Medical Staff responsibilities and advise Hospital Administration when existing Hospital administration procedures affect the discharge of Medical Staff responsibilities; and
- p. receive and utilize Committee reports for internal quality control for the purpose of reducing morbidity and mortality and improving patient care.

SECTION 3. MEETINGS

a. Regular Meetings

The Executive Medical Staff Committee shall meet at least once a month, except August, and shall maintain a permanent record of its proceedings and meetings.

b. Special Meetings

- (i) Special meetings of the Executive Medical Staff Committee may be called by the President on his or her own or at the request of the Bureau Chief, the Chief Operating Officer, the Medical Director or any three members of the Executive Medical Staff Committee, such requests being submitted in writing to the President and the Secretary.
- (ii) The purpose of the special meeting must be stated to all members at the time of notification. No business shall be introduced or discussed at any special meeting except that stated in the request for the meeting.
- (iii) If the person or persons requesting a special meeting also intend to request an executive session, the announcement of this intent shall also accompany the meeting announcement and agenda.

c. Executive Session

- (i) At any regular or special meeting of the Executive Medical Staff Committee, upon proper motion and vote, the Executive Medical Staff Committee may go into executive session, in which case non-members and Ex-officio members, except the Immediate Past President, may be excluded, provided that neither the Bureau Chief, Chief Operating Officer nor the Medical Director shall be excluded where such exclusion would impede the flow of information necessary for the efficient administration of the Hospital.

- (ii) A motion to go into executive session shall be made with sufficient specificity to permit an informed judgment on the need to go into executive session. Any executive session shall be limited to the specific topics raised in the motion to go into executive session.
- (iii) The House Staff representative shall be excluded when personnel or disciplinary matters not directly related to House Staff members are to be discussed.

SECTION 4. QUORUM

A Quorum shall consist of a simple majority of the voting members according to the list maintained by the Secretary.

ARTICLE XI: OTHER MEDICAL STAFF COMMITTEES

In addition to the duties set forth for each Committee, each Committee and its reports and activities shall be used in the course of internal quality control for the purpose of reducing morbidity or mortality and improving patient care.

SECTION 1. APPOINTMENT TO MEDICAL STAFF COMMITTEES

- a. Unless otherwise provided, the President shall appoint the members of each committee and shall designate the Chair and Co-Chair of each committee, one of whom shall be expected to attend the meetings of the Executive Medical Staff Committee as required to provide liaison and present reports of the Committee. Where specific expertise is required on a Committee as provided for in the composition section of that Committee, the President shall appoint a member with such expertise. The President may remove a Chair, Co-Chair or committee member at any time who, in the President's judgment, has failed to adequately perform the duties of his or her office.
- b. The Chair of a committee may request additional members up to an increase by one third of the voting membership and approval by the President may not be unreasonably withheld or delayed. The Chair of a committee shall supply the recommended names or additions to the committee to the President, with the reasons for seeking the additions, at the time of the request. The President, the Medical Director and the Chief Operating Officer shall be Ex-Officio members of all committees unless they are otherwise voting members of a particular committee.

SECTION 2. MEDICAL ETHICS COMMITTEE

- a. Composition

The Medical Ethics Committee shall be consist of:

- (i) at least five (5) Members of the Medical Staff with one (1) each from Primary Care, Oncology, Pain Medicine and Palliative Medicine;

- (ii) one (1) Medical Ethicist;
- (iii) one (1) nurse recommended by the Director of Nursing;
- (iv) one (1) representative from the Department of Social Services;
- (v) one (1) representative from the Critical Care Committee;
- (vi) two (2) representatives from the Infant Care Bioethics Subcommittee; and
- (vii) at least one (1) member of the chaplain service and a community participant should be encouraged to serve.

A legal representative for the Hospital may serve as an Ex-Officio member. There shall be a subcommittee on Infant Care Medical Ethics Subcommittee.

b. Duties

The Medical Ethics Committee shall:

- (i) develop expertise regarding ethical principles and standards relevant to the current practice of medicine;
- (ii) recommend medical ethical policies for consideration by the Executive Medical Staff Committee;
- (iii) provide consultation to the Hospital, Medical Staff, patients and patients' families when requested in reference to ethical medical principles; and
- (iv) facilitate educational programs relevant to ethical principles and standards.

c. Meetings

The Medical Ethics Committee shall meet at least quarterly, keep a written record of its proceedings and actions and submit an annual report to the Executive Medical Staff Committee.

d. Infant Care Medical Ethics Subcommittee

(i) Composition

The Infant Care Medical Ethics Subcommittee shall consist of at least three (3) Members with two (2) from the Department of Pediatrics and others as recommended by the Chair of the Medical Ethics Committee with the approval of the President.

(ii) Duties

The Infant Care Medical Ethics Subcommittee shall advise the Medical Ethics Committee concerning issues and policies of particular relevance to infant care and provide consultation to the Hospital, Medical Staff, patients and patients' families concerning infant care when requested in reference to ethical medical principles.

(iii) Meetings

The Infant Care Medical Ethics Subcommittee shall meet on an as needed basis.

SECTION 3. BLOOD BANK AND TRANSFUSION COMMITTEE

a. Composition

The Blood Bank and Transfusion Committee shall consist of the Director of the Transfusion Service, one (1) representative of the Hospital administration appointed by the Chief Operating Officer, one (1) Member each from the Departments of Anesthesiology, Obstetrics and Gynecology, and Trauma and one (1) Member each from the Divisions of Hematology and Pediatric Hematology, and two (2) Members from the Department of Surgery.

b. Duties

The Blood Bank and Transfusion Committee shall periodically review the policies and operations of the Blood Bank. It shall maintain surveillance over the use of blood and blood products and the incidence of reactions or infections related to the use of these substances. It shall develop rules and regulations concerning the use of blood and blood products and recommend these to the Executive Medical Staff Committee for incorporation in the Rules and Regulations of the Medical Staff.

c. Meetings

The Blood Bank and Transfusion Committee shall meet at least quarterly, keep a written record of its proceedings and actions and submit quarterly reports to the Executive Medical Staff Committee.

SECTION 4. BYLAWS COMMITTEE

a. Composition

The Bylaws Committee shall consist of at least four (4) Members. The Chair or Co-Chair of the Bylaws Committee shall be a voting Member from the Executive Medical Staff Committee.

b. Duties

The Bylaws Committee shall be responsible for recommendations on the content of the Bylaws of the Medical Staff. It shall initiate, receive and consider proposals for changes in the Bylaws and Rules and Regulations of the Medical

Staff, and make recommendations on such proposals to the Executive Medical Staff Committee.

c. Meetings

The Bylaws Committee shall meet at least quarterly, keep a written record of its proceedings and recommendations and report them to the Executive Medical Staff Committee.

SECTION 5. CANCER COMMITTEE

a. Composition

The Cancer Committee shall consist of the Chairs of the Divisions of Adult Hematology, Medical Oncology, Pediatric Hematology, Gynecologic Oncology, Nuclear Medicine, Radiation Therapy, and Surgical Oncology, the supervisor of the Tumor Registry and eight (8) Members from among the Departments of Radiology, Family Medicine and Community Health, Medicine, Nursing, Surgery, the Division of Gynecology and from Rehabilitation Services, Social Services and Quality Assurance.

b. Duties

The Cancer Committee shall:

- (i) review all clinical, research and educational activities of the various oncological programs in the Hospital;
- (ii) supervise the operation of the Cancer Registry, Tumor Registry and the Tumor Board;
- (iii) survey and advise the Executive Medical Staff Committee on the Hospital's ability to deliver surgical treatment, radiation therapy, and chemotherapy to cancer patients;
- (iv) keep itself informed and from time to time conduct programs to educate the Medical Staff in methods of cancer therapy and appropriate adjunct treatment;
- (v) serve as a source of information and aid to any member of the Medical Staff seeking help with particular cancer problems in order to promote a standard of care acceptable to the medical community;
- (vi) develop and evaluate the annual goals and objectives for the clinical, educational and programmatic activities related to cancer;
- (vii) promote a coordinated, multidisciplinary approach to patient management;
- (viii) ensure that educational and consultative cancer conferences are held regularly;

- (ix) ensure that an active supportive care system is in place for patients, families and staff;
- (x) monitor quality management studies that focus on quality, access to care and outcomes;
- (xi) promote clinical research;
- (xii) monitor abstracting, staging and follow-up reporting to promote accuracy and timeliness;
- (xiii) perform quality control review of Registry data;
- (xiv) encourage data usage by the Medical Staff and regular reporting to the Executive Medical Staff Committee; and
- (xv) publish an annual report by November 1 of each year.

c. Meetings

The Cancer Committee shall meet at least quarterly, keep a written record of its proceedings and actions and submit an annual written report to the Executive Medical Staff Committee.

SECTION 6. CREDENTIALS COMMITTEE

a. Composition

The Credentials Committee shall consist of Members appointed to ensure representation of the Medical Staff at large, and shall include at least one (1) representative from among the Hospital's Non-Member Practitioners. Additional ad hoc member(s) may be assigned to serve on the committee jointly by the President and the Committee Chair to represent specialties that are infrequently represented at the Hospital with respect to applications for appointment and reappointment within those specialties.

b. Duties

The Credentials Committee shall:

- (i) investigate the credentials of all Applicants and Members applying for initial appointment, reappointment, and clinical privileges in compliance with these Bylaws and make a written report with recommendations to the Executive Medical Staff Committee on their applications including Staff Category and clinical privileges in compliance with the criteria and procedures set forth in these Bylaws;
- (ii) investigate information on applications for appointment and reappointment and communicate with references where appropriate;

- (iii) investigate any reports referred by the Executive Medical Staff Committee, Medical Information Committee and the Hospital Wide Quality Assurance Committee that may concern the professional or clinical competence of Members, and as a result of such review make recommendations to the Executive Medical Staff Committee regarding privileges of any Members. Such review may also include any change in the health status of a Member of the Medical Staff;
- (iv) review and recommend initially and biennially or more frequently, if the Committee determines this to be necessary, the extent to which Non-Member Practitioners will be permitted to exercise Collaborative Clinical Privileges in the Hospital. Proposed criteria for reviewing the qualifications and competence of Non-Member Practitioners shall be submitted by the department to which the Non-Member Practitioner is assigned and shall be periodically reviewed by the Credentials Committee. Non-Member Practitioners who are Mid-Level Practitioners shall be granted Collaborative Clinical Privileges only if their scope of practice has first been approved by the Bureau Mid-Level Practitioner Committee; and
- (v) investigate requests for and make a written report to the Executive Medical Staff Committee on the initial and continued exercise of Collaborative Clinical Privileges for Non-Member Practitioners.

c. Meetings

The Credentials Committee shall meet at least monthly and keep a written record of its proceedings and actions.

SECTION 7. CRITICAL CARE COMMITTEE

a. Composition

The Critical Care Committee shall consist of the Chairs of the Departments of Emergency Medicine, Trauma and Anesthesiology, the Chair of the Division of Pediatric Emergency Services, the directors of all intensive care units and representatives of Hospital Administration, Nursing, and other appropriate Hospital services. There shall be a subcommittee on Resuscitation.

b. Duties

The Critical Care Committee shall:

- (i) coordinate all critical care units;
- (ii) manage the various critical care units, including making policy recommendations to the appropriate services; and
- (iii) standardize and coordinate equipment pertinent to critical care medicine.

c. Meetings

The Critical Care Committee shall meet at least quarterly, keep a written record of its proceedings and actions and submit a report on each meeting at the following Executive Medical Staff Committee meeting.

d. Resuscitation Subcommittee

(i) Composition

The Resuscitation Subcommittee shall consist of one (1) Member each from the Departments of Critical Care, Emergency Medicine, Surgery, Pediatrics and Anesthesia, a pharmacist from Critical Care and representation from Clinical Engineering, Nursing Quality Assurance, Nursing Education, the Emergency Department, Critical Care Nursing, Communications, Hospital Quality Assurance and Respiratory Therapy.

(ii) Duties

The Resuscitation Subcommittee shall develop and recommend policies and procedures for cardiopulmonary resuscitation that meet the standards of the American Heart Association; evaluate and recommend equipment upgrades; maintain an updated list of crash cart contents; and oversee cardiopulmonary resuscitation credentialing.

(iii) Meetings

The Resuscitation Subcommittee shall meet at least quarterly, keep a written record of its proceedings and actions and submit reports quarterly to the Executive Medical Staff Committee.

SECTION 8. DRUG AND FORMULARY COMMITTEE

a. Composition

The Drug and Formulary Committee shall consist of a Member from each medical Department of the Hospital, and such other representatives as the President deems necessary. In addition, there shall be one (1) representative each from the Department of Pharmacy Services, the Department of Nursing and Hospital administration appointed by the President upon the recommendation of the Chief Operating Officer. There shall be an Anti-Infective Subcommittee and a Drug Usage Evaluation Subcommittee.

b. Duties

The Drug and Formulary Committee shall be responsible for developing drug utilization policies and maintaining surveillance over drug utilization practices within the Hospital. The Committee shall assist in the evaluation, selection, procurement, storage, distribution and use of drugs, in safety procedures and in

all other matters relating to drugs in the Hospital. It shall also perform the following specific functions:

- (i) advise the Medical Staff and the Director of Pharmacy on the selection of drugs;
- (ii) recommend drugs to be stocked on the nursing unit floors and by other services;
- (iii) develop and review periodically a formulary or drug list for use in the Hospital;
- (iv) prevent unnecessary duplication in stocking drugs and drugs in combination having identical amounts of the same therapeutic ingredients;
- (v) evaluate clinical data concerning new drugs or preparations requested for use in the Hospital; and
- (vi) establish standards concerning the use and control of investigational drugs and of research in the use of recognized drugs.

c. Meetings

The Drug and Formulary Committee shall meet at least nine (9) times per year, keep a written record of its proceedings and actions and submit quarterly reports to the Executive Medical Staff Committee.

d. Anti-Infective Subcommittee

(i) Composition

The Anti-Infective Subcommittee shall consist of at least five (5) Members, one (1) of whom shall be a Member from the Division of Adult Infectious Disease and one (1) of whom shall be a Member from the Section of Pediatric Infectious Disease.

There shall also be at least one (1) representative each from the Department of Pharmacy Services, the Department of Nursing and from the Hospital administration recommended by the Chief Operating Officer. The members of the Anti-Infective Subcommittee shall be appointed by the Chair of the Drug and Formulary Committee, with the concurrence of the President.

(ii) Duties

The Anti-Infective Subcommittee shall review the clinical use of antibiotics in the Hospital, including review of the prophylactic use of antibiotics on patients. Criteria for the prophylactic and therapeutic use of antibiotics should be established in problem areas, and departures from these criteria should be reviewed in a timely manner.

Continuing assessment of antibiotic usage by the Medical Staff shall be documented by written reports of the findings and actions taken, along with any follow-up program required. Selective or restrictive use of antibiotics should be based on the results of the documented information and should be implemented through the Executive Medical Staff Committee or Department Chairs, with the Infection Control Committee being informed or consulted as appropriate.

(iii) Meetings

The Anti-Infective Subcommittee shall meet at least nine times a year, keep a written record of its proceedings and actions and submit quarterly reports to the Executive Medical Staff Committee.

e. Drug Usage Evaluation Subcommittee

(i) Composition

The Drug Usage Evaluation Subcommittee shall consist of Members from the clinical medical Departments, representatives from the Departments of Pharmacy and Nursing and at least one (1) representative from the Drug and Formulary Committee.

(ii) Duties

The Drug Usage Evaluation Subcommittee shall:

- (1) review the appropriate, safe and effective utilization of inpatient and outpatient medications;
- (2) target review activities to high volume, high risk and/or problem prone medication use in order to promote more effective, safe and cost-effective prescribing, monitoring, and other medication use practices;
- (3) select review topics based on a) a review of overall medication usage patterns, b) items of special concern based on the Drug and Formulary Committee's evaluation process, and c) guidelines or warnings appearing in the medical literature identifying key medication usage issues important to care for our patient population;
- (4) work with the Anti-Infective Subcommittee; and
- (5) include designated liaison members to coordinate the complementary activities of the Drug and Formulary Committee with its subcommittees.

(iii) Meetings

The Drug Usage Evaluation Subcommittee shall meet monthly, keep a record of its proceedings and actions and submit a monthly report to the Drug and Formulary Committee. The Subcommittee shall also submit reports annually to the Hospital's Quality Assurance/Improvement Committee and to the Executive Medical Staff Committee.

SECTION 9. DIAGNOSTIC SERVICES COMMITTEE

a. Composition

The Diagnostic Services Committee shall consist of three (3) Members from the Department of Pathology, and four (4) Members from other clinical Departments.

b. Duties

The Diagnostic Services Committee shall:

- (i) review and evaluate the ordering of tests, the preparation of patients for tests, the storage, preservation and collection of specimens, the transmission of results to the clinician, the quality control systems and measures of the clinical and anatomic pathology services; and
- (ii) make recommendations to the Executive Medical Staff Committee on improvements in efficiency and reliability of laboratory services.

c. Meetings

The Diagnostic Services Committee shall meet at least quarterly, keep a written record of its proceedings and submit a report on each meeting at the following Executive Medical Staff Committee meeting.

SECTION 10. MEDICAL EDUCATION COMMITTEE

a. Composition

The Medical Education Committee shall consist of the Associate Medical Director responsible for medical education, who shall serve as the Committee Chair, a Member from each Department, and a representative from the Department of Nursing. The Department Chair shall recommend Department representative to the President. There shall be a Library Subcommittee.

b. Duties

The Medical Education Committee shall concern itself with the medical education and training of the Medical and House Staffs, Non-Member Practitioners, and nursing staff. The Medical Education Committee shall also:

- (i) evaluate new and existing programs with regard to clinical services rendered and education activities;

- (ii) assess changes in Departmental/Hospital relationships/agreements with other institutions;
- (iii) assess the impact and evaluate new Hospital programs;
- (iv) assess and evaluate new activities outside of the Hospital including resident rotations and services provided by medical Departments;
- (v) evaluate new residents/staff/activities from outside institutions who or which are working in the Hospital;
- (vi) evaluate new Division or Sections in a Department;
- (vii) evaluate new agreements between the Hospital Departments and outside institutions;
- (viii) make recommendation for action by the Executive Medical Staff Committee on changes in (i) through (vii) above;
- (ix) Recommend to the Executive Medical Staff Committee rules, regulations, policies and procedures that address:
 - (1) supervision of residents carrying out patient care responsibilities by Members with appropriate clinical privileges;
 - (2) roles, responsibilities and patient care activities of residents;
 - (3) decision making by supervisory Members and residency program directors about each resident's progressive involvement and independence in specific patient care activities;
 - (4) which residents may write patient care orders, the circumstances under which they may do so and what entries need to be countersigned by a Member;
 - (5) effective communication between and among the Medical Education Committee, residency programs, the Medical Staff and the Board about the safety and quality of patient care, treatment, and services provided by, and the related educational and supervisory needs of residents;
 - (6) effective communication between the residency program directors and the medical staffs and governing bodies of other hospitals or organizations about the safety and quality of patient care, treatment, and services provided by, and the related educational and supervisory needs of, residents receiving training at those hospitals or organizations; and
 - (7) compliance with Residency Review Committee citations.

The Medical Education Committee shall develop an ongoing relationship with each Hospital residency program director and require that copies of all letters from each Residency Review Committee be submitted to the Medical Education Committee within ten (10) days of their receipt.

c. Meetings

The Medical Education Committee shall meet at least monthly, keep a written record of its proceedings and actions and submit an annual report to the Executive Medical Staff Committee.

d. Library Subcommittee

(i) Composition

The Library Subcommittee shall consist of at least three (3) Members from the Medical Staff and one (1) representative each from Nursing and the Non-Member Practitioners.

(ii) Duties

The Library Subcommittee shall deal with the library programs and educational resources and concern itself with the policies and continuing development of the Academic Center.

(iii) Meetings

The Library Subcommittee shall meet at least quarterly, keep a written record of its proceedings and actions and submit an annual report to the Executive Medical Staff Committee.

SECTION 11. MEDICAL INFORMATION COMMITTEE

a. Composition

The Medical Information Committee shall consist of at least nine (9) Members from the Medical Staff, each from a different Department; and one (1) representative each from Medical Records, the House Staff, the Department of Nursing, Hospital Administration, Hospital Quality Assurance, Health Information Systems and Materials Management.

b. Duties

The Medical Information Committee shall:

(i) conduct a periodic, randomized review of patient medical information, including paper, electronic or microfilm information:

(1) to review its accuracy, legibility, timeliness and completeness as generally accepted by the medical profession and to record, by

Member, deviations therefrom;

- (2) to review whether the medical information reflects realistic documentation of medical events, and record, by Member, deviations therefrom; and
 - (3) to review whether currently maintained medical information properly describes the conditions and progress of patients, the therapy provided, the results thereof, and the identification of responsibility for actions taken, and that medical information is sufficiently complete at all times so as to communicate full medical understanding in the event of a change of the Member responsible for the patient's care and to review whether the standards set forth by applicable regulatory agencies are being met and record, by Member, deviations therefrom.
- (ii) establish medical information policies.;
 - (iii) monitor the status of electronic medical information;
 - (iv) participate in the planning and implementation of medical information systems;
 - (v) identify Member and other staff training needs and make recommendations to address those needs; and
 - (vi) provide to the Credentials or other appropriate Committees data, specific to a Member and in the aggregate, on deviations found during the review process set forth in (i) above.

c. Meetings

The Committee shall meet at least nine (9) times per year, keep a written record of its proceedings and activities and submit a quarterly report to the Executive Medical Staff Committee.

SECTION 12. OPERATING ROOM COMMITTEE

a. Composition

The Operating Room Committee shall consist of the Chairs of the Departments of Anesthesiology, Obstetrics and Gynecology, Surgery and Trauma; two (2) Members from the Department of Anesthesiology; two (2) Members from the Department of Obstetrics and Gynecology; four (4) Members from the Department of Surgery, with no more than two (2) of these from any one (1) Division; two (2) Members from the Department of Trauma; the nursing supervisors of the recovery wards, same day surgery, and of each of the operating suites; the Director of Nursing Services and the Chief Operating Officer or designee.

b. Duties

The Operating Room Committee shall monitor the standards of care for patients undergoing procedures in the operating rooms which shall include such matters as distribution of rooms to services, operating time, conditions and maintenance of the operating rooms, and a process for validation of surgical privileges prior to scheduling a patient for surgery. It shall cooperate with the Surgical Function Review Committee to verify that all tissue and foreign bodies removed at surgery are delivered to the Pathology Department for appropriate study.

c. Meetings

The Operating Room Committee shall meet at least quarterly, keep a written record of its proceedings, findings and actions and report quarterly to the Executive Medical Staff Committee.

SECTION 13. HOSPITAL WIDE QUALITY ASSURANCE COMMITTEE

a. Composition

The Hospital Wide Quality Assurance Committee shall consist of seven (7) Members appointed by the President and six (6) members appointed by the Chief Operating Officer.

b. Officers

The Hospital Wide Quality Assurance Committee shall have a Chair and a Vice-Chair. The Vice-Chair shall assume the Chair after one (1) year. The President shall appoint the Vice-Chair in even years with the advice and consent of the Chief Operating Officer. The Chief Operating Officer shall appoint the Vice-Chair in odd years with the advice and consent of the President.

c. Duties

The Hospital Wide Quality Assurance Committee shall have the following duties to be performed in the course of internal quality control for the purpose of reducing morbidity or mortality and improving patient care:

- (i) report the findings of quality assurance activities throughout the Hospital to the Executive Medical Staff Committee;
- (ii) review fulfillment of the overall responsibility of the Medical Staff for the quality of medical care provided to patients;
- (iii) ensure that Member directed care is performed by appropriately qualified Members of the Medical Staff;
- (iv) coordinate Hospital and Departmental processes for evaluation of patient care;

- (v) ensure that outside consultants and outside review bodies are used appropriately in the quality evaluation activities;
- (vi) ensure that clinically valid criteria generally acceptable to the clinical staffs are used to assess patient care problems and to measure compliance with achievable goals;
- (vii) recommend to the Hospital and Medical Staff actions to reduce morbidity and mortality and improve patient care and monitor the implementation of those actions;
- (viii) oversee and coordinate all quality assurance activities throughout the Hospital; and
- (ix) receive regular reports of all departmental Quality Assurance activities and other pertinent quality assurance activities at the Hospital including morbidity and mortality reviews and the reports of the Surgical Function Review, Blood Bank and Transfusion, and Drug and Formulary committees.

d. Meetings

The Hospital Wide Quality Assurance Committee shall meet at least nine (9) times per year, keep a written record of its proceedings and submit quarterly reports to the Executive Medical Staff Committee for use in the course of internal quality control for the purpose of reducing morbidity and mortality and improving patient care.

SECTION 14. PEER REVIEW COMMITTEE

a. Composition

The Peer Review Committee shall consist of seven (7) Members in the Active category appointed by the President with the advice and consent of the of the Executive Medical Staff Committee. The President shall not augment or change the Peer Review Committee membership without the approval of a majority of the Executive Medical Staff Committee.

b. Terms

The term of appointment shall be for two (2) years with four (4) Members being appointed for a term beginning on April 1 of odd numbered years and three (3) Members being appointed for a term beginning on April 1 of even numbered years. Notwithstanding the above, the President, with the approval of the Executive Medical Staff Committee, may extend the appointment of Members whose terms are due to expire during the pendency of an investigation for the limited purpose of completing the pending investigation and Report required by Article VII, Section 3, Peer Review Committee Action.

c. Committee Member Disqualification

In the event a member of the Peer Review Committee actively participated in the decision to refer a Member for peer review, that Committee member shall be replaced by another Member of the Medical Staff appointed by the President to act on that particular matter. The President may also replace a member of the Peer Review Committee with regard to any particular matter for other good cause.

d. Duties

The Peer Review Committee shall investigate all matters brought to its attention and shall issue a Report on each matter to the Executive Medical Staff Committee pursuant to Article VII, Section 3, Peer Review Committee Action.

e. Meetings

The Peer Review Committee shall meet as often as is necessary to fulfill its duties.

SECTION 15. INSTITUTIONAL REVIEW BOARD

The Institutional Review Board shall serve as the Institutional Review Board for the Bureau of Health Services and each of its Affiliates and shall function as required by the Office for Protection Against Research Risks of the Department of Health and Human Services of the United States Government pursuant to Federal Regulations codified in 45 CFR §46 to fulfill the Bureau's and Hospital's institutional responsibility.

a. Composition

- (i) The Institutional Review Board shall consist of a Chair appointed by the President in concordance with the Chief of the Bureau of Health Services, at least five (5) other Members of the Medical Staff, the Director of Nursing or designee, and additional members to conform with Federal Regulations (45 CFR §46). Alternates shall be permitted for all members at the discretion of the Chair. The Stroger Hospital members and alternates will be appointed by the President upon the recommendation of the Chair. The Chair will advise the President as to the relevant Federal Regulations and suggest names of potential members for consideration by the President.
- (ii) Additional members, consistent with Federal Regulations (45 CFR §46), will be appointed by the Medical Staffs of Provident Hospital of Cook County, Oak Forest Hospital of Cook County, the Medical Directors of the CORE Center and the ACHN, the Director of the Cook County Department of Public Health and the Bureau Chief.
- (iii) The Chair shall appoint such consultants as necessary. In addition, the Director of the Bureau's Office of Research Affairs will serve on the Committee as an Ex-officio member and supervise the Institutional Review Board's staff in collaboration with the Chair.

b. Duties

The Institutional Review Board shall:

- (i) receive, review and make recommendations on all research proposals submitted with the approval of the appropriate Department and Division Chairs including research proposals involving the behavioral sciences;
- (ii) review and approve any and all use of experimental drugs, devices and procedures proposed for use in humans before such use;
- (iii) review and document the sources and amounts of funding for each research project that comes before it;
- (iv) prepare and adopt Rules and Regulations for its review of research proposals and for the activities of each of its subcommittees including the proper form for submission of a research proposal to the Institutional Review Board;
- (v) distribute copies of these Rules and Regulations to all interested parties, including members of the Executive Medical Staff Committee, the Bureau Chief, the Chief Operating Officer, the Medical Director, and every Department and Division Chair;
- (vi) make available the full protocol approved by it to all personnel required to participate in a given research project;
- (vii) ensure that all research projects have the approval of the Affiliate in which the study is to be conducted and the Department Chair responsible for the provision of care in the setting in which the study will be conducted;
- (viii) ensure that all research projects have the approval of the Bureau, pursuant to procedures established by the Director of the Bureau's Office of Research Affairs, prior to commencement or external fund application;
- (ix) assure compliance with relevant Federal and State Regulations regarding medical research;
- (x) conduct regular educational programs for appropriate Bureau staff concerning medical research ethics;
- (xi) serve as the Bureau's Research Privacy Board under the Health Information Portability and Accountability Act (HIPAA); and
- (xii) ensure that its members maintain a satisfactory level of ethical competence in the field of human research and ethical issues related thereto.

c. Meetings

The Institutional Review Board shall meet at least two (2) times per month at least ten (10) months of each year, shall keep a written record of its proceedings and actions and submit monthly reports to the Executive Medical Staff Committee which reports shall include a copy of the record of its proceedings and actions.

SECTION 16. SURGICAL FUNCTION REVIEW COMMITTEE

a. Composition

The Surgical Function Review Committee shall consist of at least two (2) representatives each from the Departments of Pathology, Obstetrics and Gynecology and Surgery.

b. Duties

The Surgical Function Review Committee shall:

- (i) review the appropriateness of tissue removed at surgery in the context of the pre-operative and post-operative diagnosis, the indications for surgery, and the actual nature of tissue removed at operation;
- (ii) develop policies for determining which tissues shall receive such review;
- (iii) review those situations in which no tissue was removed at the time of surgery should such review be deemed appropriate in light the pre-operative and post-operative diagnosis and indications for surgery;
- (iv) periodically conduct a survey of the tissue removed at surgery by various Divisions on a sampling basis for the purpose of advancing and evaluating patient care and for the education of the Medical Staff; and
- (v) jointly with the Operating Room Committee verify that all tissue removed at surgery is placed in the hands of the Pathology Division for further disposition.

c. Meetings

The Surgical Function Review Committee shall meet at least nine (9) times per year, keep a written record of all findings, proceedings and actions and submit a quarterly report to the Executive Medical Staff Committee.

SECTION 17. AD HOC COMMITTEES

Such other committees as may be required to carry out the duties of the Medical Staff may be established by the President. Such committees shall confine their work to the purpose for which they were established and shall report to the Executive Medical Staff Committee. Their formation and structure shall conform to Section 1, Appointment to Medical Staff Committees, of this Article. Such committees may be dissolved by the President.

SECTION 18. COMMITTEE CHAIR OR MEMBER TERMINATION

- a. If the Chair of any committee of the Medical Staff shall report that a member of his or her committee has failed to attend or participate in the functions of the committee at two consecutive meetings without an appropriate excuse or explanation, the Chair may request that the President remove such member from the committee and replace him or her with a member of similar qualifications.
- b. If a Chair fails to call meetings of his or her committee or his or her committee fails to perform the functions as outlined in these bylaws, the members of the committee who are Members of the Executive Medical Staff, or the President, may at the next regular meeting of the Executive Medical Staff Committee request the Chair's replacement. Upon a majority vote, the Chair may be removed and, if removed, the President shall appoint a new Chair.

SECTION 19. COMMUNICATION

The Medical Ethics, Blood Bank and Transfusion, Cancer, Critical Care, Drug and Formulary, Medical Information, Operating Room and Surgical Function Review Committees and the Anti-Infective Subcommittee of the Drug and Formulary Committee shall communicate the results of the monitoring and evaluation process directly to the relevant individuals, departments, and services, and to the Hospital Wide Quality Assurance Committee, and shall require return reports to verify that actions in response to the Committee Report were taken. The confidentiality of all such reports and communications shall be maintained in accordance with the Illinois Medical Studies Act.

ARTICLE XII: JOINT CONFERENCE COMMITTEE

SECTION 1. COMPOSITION

The Joint Conference Committee shall consist of: four (4) members from the Board appointed by the President of the Board; the Bureau Chief, the Chief Operating Officer; the Medical Director; the President, Vice-President, Secretary, Treasurer and Immediate Past President, who shall not have a vote, of the Medical Staff; and three (3) other members of the Executive Medical Staff Committee elected in odd-numbered years by the Executive Medical Staff Committee. The Chair shall alternate each year between a Commissioner on the Board and the President.

SECTION 2. MEDICAL STAFF MEMBER VACANCY

If a vacancy occurs in one of the three (3) non-officer Executive Medical Staff Committee members, the Executive Medical Staff Committee shall elect a non-officer member of the Executive Medical Staff Committee to complete the unexpired term.

SECTION 3. DUTIES

The Joint Conference Committee shall:

- (i) provide liaison between the Board, the Hospital Administration and the Medical Staff;

- (ii) provide an effective and formal means for the Medical Staff to participate in the development of Hospital policies relative to both Hospital management and patient care;
- (iii) discuss and study such Hospital matters of a medical administrative nature as may be submitted to it pursuant to these Bylaws, including the periodic review of accreditation and disaster planning status, biennial reviews of Departments and Divisions and matters of a programmatic nature, making recommendations as it deems appropriate, which recommendations are to be formally reviewed by the Board;
- (iv) participate in the peer review and appointment/reappointment processes set forth in these Bylaws; and
- (v) receive and utilize Medical Staff reports for internal quality control for the purpose of reducing morbidity and mortality and improving patient care.

SECTION 4. MEETINGS

The Joint Conference Committee shall meet at least ten (10) times per year, keep a written record of its activities and actions and, the month after each of its meetings, submit a report to the Board and the Executive Medical Staff Committee. The Chair of the Joint Conference Committee may call special meetings if the need arises and shall submit written reports of these meetings to the Board and the Executive Medical Staff Committee.

ARTICLE XIII: MEDICAL STAFF MEETINGS

SECTION 1. ANNUAL MEETING

An annual staff meeting shall be held each January. The agenda of such meeting shall include reports of review and evaluation of the work done in the Departments and the performance of the required Medical Staff functions for the preceding year.

SECTION 2. SPECIAL MEETINGS

a. Requirements

The President may call a special meeting of the Medical Staff at any time. The President shall call a special meeting within fourteen (14) days after receipt by him of a written request to do so signed by not less than one-fourth of the eligible voting Members, stating the purpose of such meeting

b. Notice

Written, printed, or electronic mail notice stating the place, day and hour of any special meeting of the Medical Staff shall be delivered, either personally, by mail or by electronic mail, to each Member entitled to vote not fewer than ten (10), nor more than thirty (30), days before the date of such meeting, by or at the direction of the President (or person acting in his stead). If mailed, the notice of the meeting shall be deemed delivered when deposited, postage prepaid, in the United States mail addressed to each eligible Member at his or her address as it

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

appears on the records of the Hospital. If electronically mailed, then notice of the meeting shall be deemed delivered when sent addressed to each eligible Member at his or her electronic mail address as it appears on the records of the Hospital. The attendance of a Member of the Medical Staff at a meeting shall constitute a waiver of notice of such meeting. No business shall be introduced or discussed at any special meeting except that stated in the notice calling the special meeting.

SECTION 3. QUORUM

The presence of twenty (20) percent of the Members of the Medical Staff eligible to vote at any regular or special meeting shall constitute a quorum.

SECTION 4. ATTENDANCE REQUIREMENTS

Each Member of the Medical Staff entitled to vote shall attend at least one (1) out of every two (2) consecutive annual Medical Staff meetings. A Member who is compelled to be absent from any annual staff meeting shall promptly submit to the President his or her reason for such absence. Failure to attend without proper reason may be grounds for corrective action. Members of the Medical Staff not eligible to vote shall be excused from these requirements.

SECTION 5. AGENDA

- a. The agenda at any annual staff meeting shall be:
 - (i) call to order;
 - (ii) acceptance of the minutes of the last annual and all special meetings and reports from the officers of the Medical Staff in the preceding year;
 - (iii) unfinished business;
 - (iv) report from the Board, the Bureau Chief, the Chief Operating Officer, and the Medical Director;
 - (v) new business; and
 - (vi) adjournment.
- b. The agenda at special meetings shall be:
 - (i) reading of the notice calling the meeting;
 - (ii) transaction of business for which the meeting was called; and
 - (iii) adjournment.

ARTICLE XIV: DEPARTMENTS

SECTION 1. ORGANIZATION OF DEPARTMENTS AND SERVICE

- a. Each Department shall be an organizational unit of the Medical Staff and shall have a Chair who shall be responsible for the overall supervision of the work within the Department. The Departments shall be:
 - (i) Anesthesiology,
 - (ii) Emergency Medicine,
 - (iii) Family Medicine and Community Health,
 - (iv) Medicine,
 - (v) Obstetrics and Gynecology,
 - (vi) Pathology,
 - (vii) Pediatrics,
 - (viii) Psychiatry,
 - (ix) Radiology,
 - (x) Surgery,
 - (xi) Trauma, and
 - (xii) Correctional Health Services.
- b. Each Department shall develop policies and procedures governing its operations and clinical practice.
- c. Various specialties within each Department shall be organized as Divisions and Sections. Each Division and Section shall have its own Chair and develop rules consistent with overall Departmental and Hospital policies. Such rules will be part of the rules and regulations of the Department. The rules and regulations of the Department shall include the definition of the Divisions and Sections within it, and the responsibilities of each Division and Section. Each Section shall be directly responsible to the Division and each Division shall be directly responsible to the Department.

SECTION 2. FUNCTIONS OF DEPARTMENTS

a. Recommendation of Criteria for Clinical Privileges

Each Department shall recommend for inclusion in its rules and regulations criteria consistent with the policies of the Medical Staff and the Board for the exercise of clinical privileges.

b. Quality Assurance Activity

Each Department shall establish quality assurance activities to evaluate its internal quality control and appropriateness of patient care practices through ongoing monitoring of patient care and related activities for the purposes of reducing morbidity and mortality or improving patient care. These activities should, where appropriate, include, but not be limited to:

- (i) blood usage review,
- (ii) drug usage review,
- (iii) medical record review,
- (iv) pharmacy and therapeutics review,
- (v) surgical case review,
- (vi) patient safety review,

- (vii) infection control review,
- (viii) morbidity and mortality review, and
- (ix) risk management activities related to the clinical aspects of patient care.

c. Evaluation of Effectiveness of Quality Assurance Review

Each Department shall meet at least monthly to review and evaluate as a peer group the clinical work of the Department. At the discretion of the Department Chair, this evaluation may be carried out at the Division level. Each Division or Department of the Medical Staff shall cooperate in evaluating the effectiveness of its quality assurance activity.

d. Reports

A report shall be submitted regularly to the Department Chair by each Division or by a committee of the Department as a whole according to the rules and regulations of the Department concerning the evaluation of patient care. The Department Chair shall submit a report annually to the Hospital Wide Quality Assurance Committee.

e. Biennial Report

At least biennially, each Department shall submit a written report detailing its evaluation for purposes of reducing morbidity or mortality and improving patient care to the Executive Medical Staff Committee for review, after which a presentation of the evaluation shall be made to the Joint Conference Committee.

f. Record of Activities

Each Department shall keep a written record of its proceedings and activities and submit monthly reports to the Executive Medical Staff Committee.

SECTION 3. QUALIFICATIONS, SELECTION, TENURE AND DUTIES OF DEPARTMENT CHAIR

a. Qualifications

Each Chair shall be a Member of the Medical Staff who is qualified to be a Chair by training, clinical experience and administrative experience, including certification by specialty boards or has affirmatively established comparable competence through the credentialing process. Each Chair shall be appointed by the Board.

b. Search Committee for Department Chair

- (i) Upon notification from the Chief Operating Officer that a vacancy in a Department Chair exists or is impending, the President shall appoint a Search Committee consisting of five (5) Members, one (1) of whom shall be appointed by the President as Chair and at least one (1) of whom shall be of the specialty concerned. The Search Committee shall make a monthly progress report to the Executive Medical Staff Committee. If the

Search Committee has not made its recommendation within six (6) months, the President may replace any or all of the five (5) Members.

- (ii) The Search Committee shall solicit applications for the vacant position with special attention to those traditionally underrepresented; shall screen all applications; and, shall conduct initial interviews with selected candidates. All selected candidates must be Board certified or have demonstrated comparable competency in their field of medical expertise and shall have no known impediments to Medical Staff Membership pursuant to these Bylaws.
- (iii) Following the initial interviews, the Search Committee shall select a limited number of candidates to be interviewed by other key individuals including, but not limited to, the Bureau Chief, the Chief Operating Officer, the Medical Director and the President. These key individuals shall interview those candidates recommended by the Search Committee and shall forward their comments to the Search Committee. The Search Committee shall consider these comments and make its report to the Executive Medical Staff Committee which report shall include the Search Committee's recommendation of a limited number of candidates for the vacant position.
- (iv) The Executive Medical Staff Committee shall vote to either accept or reject the Search Committee's report. If the report is accepted by the Executive Medical Staff Committee, the President shall forward the report to the Chief Operating Officer for his or her consideration. If the report is rejected by the Executive Medical Staff Committee, the President shall indicate whether all or some of the candidates listed in the report are unacceptable to the Executive Medical Staff Committee and direct the Search Committee to resubmit its report containing a new list of candidates some of whom may have been included in the original report.
- (v) Upon receipt of the Search Committee's report from the President, the Bureau Chief and the Chief Operating Officer may interview the candidates recommended in the report. At their discretion, they may reject the candidates named in the Search Committee's report and direct the Executive Medical Staff Committee to direct the Search Committee to continue the search for additional candidates.
- (vi) Upon receipt of a report that is acceptable to the Bureau Chief, the Bureau Chief, with the advice of the Chief Operating Officer and the Medical Director, shall select the candidate to be recommended and forward that recommendation to the Board for final action. If the Bureau Chief's selection for the Department Chair is not a Member, then the candidate shall also submit an application for initial appointment to the Medical Staff as set forth in Article V Section 1, Application for Initial Appointment.
- (vii) The Search Committee shall report its progress to the Executive Medical Staff Committee monthly. The Executive Medical Staff Committee shall

act upon the Search Committee's report within thirty (30) days of its receipt.

c. Acting Department Chair

The Chief Operating Officer, with the concurrence of the Bureau Chief, the President and the Medical Director, may appoint an Acting Department Chair until a permanent Department Chair had been appointed.

d. Reappointment

All Department Chairs shall serve a term not greater than two (2) years, shall be reappointed Department Chair by the Board and are subject to the reappointment process set forth in Article V Section 2, Application for Reappointment. The Board may reappoint a Member to be a Department Chair an indefinite number of times.

e. Removal of Department Chair

Removal of a Department Chair for reasons related to the Chair's medical professional ability or exercise of clinical privileges shall be as provided in Article VII, Corrective Action. Removal of a Department Chair for reasons unrelated to the Chair's medical professional ability or exercise of clinical privileges shall be as follows: The Medical Director shall transmit to the affected Chair and to the President a written notice of the proposed removal with a statement of the reasons for removal. The affected Chair shall have the right to request a conference regarding the proposed removal with the Joint Conference Committee. The affected Chair may appear personally at such conference and present reasons in support of his or her retention. The Joint Conference Committee shall consider the matter and formulate a recommendation for removal or retention which recommendation shall be forwarded to the Board within thirty-five (35) days of the date set for the conference or as soon as reasonably practicable thereafter. The Board shall then consider the matter and approve either the removal or retention of the affected Chair. Such removal shall not affect the former Chair's Medical Staff Membership, clinical privileges or Staff Category.

f. Duties of Department Chairs

Each Chair shall:

- (i) be accountable to the Executive Medical Staff Committee for all professional and clinically related activities and Medical Staff administrative activities within the Department;
- (ii) be a member of the Executive Medical Staff Committee, giving guidance on the overall policies of the Hospital and making specific recommendations and suggestions regarding the Department so that patient care meets the standard generally accepted by the medical profession;

- (iii) continuously survey the professional performance of all individuals in the Department who have delineated clinical privileges and report thereon to the Hospital Wide Quality Assurance Committee as provided in Section 2 (d), Reports, of this Article; to the Joint Conference Committee as provided in Section 2(e), Biennial Report, of this Article and to the Executive Medical Staff Committee as provided in Section 2(f), Record of Activities, of this Article;
- (iv) appoint a Departmental committee to conduct the ongoing quality assurance activities required of Departments by these Bylaws;
- (v) enforce within the Department Bureau and Hospital regulations and the Bylaws and Rules and Regulations of the Medical Staff;
- (vi) implement within the Department action taken by the Executive Medical Staff Committee;
- (vii) make a recommendation concerning an application for initial appointment or an application for reappointment and the clinical privileges appropriate for that Applicant or Member requesting to be or assigned to the Department;
- (viii) recommend the criteria for clinical privileges that are relevant to the care provided in the Department;
- (ix) be responsible for the orientation, teaching, education and research programs in the Department;
- (x) participate in every phase of administration of the Department through cooperation with the nursing service and the Hospital administration in matters affecting patient care including personnel and their qualifications, supplies, space and other resources, special regulations, standing orders and techniques;
- (xi) assist in the preparation of such annual reports including budgetary planning pertaining to the Department as may be required by the Executive Medical Staff Committee, Medical Director, Chief Operating Officer, the Bureau Chief or the Board;
- (xii) assess and recommend offsite sources for needed patient care for services not provided by the Department; and
- (xiii) appoint and remove, at his or her discretion, Department committee and subcommittee chairs and members.

SECTION 4. QUALIFICATIONS, SELECTION AND TENURE OF DIVISION AND SECTION CHAIRS

a. Qualifications

Each Division and Section Chair shall be a Member who is qualified by training, clinical experience and administrative experience. Each Division and Section Chair shall be appointed by the Board upon the recommendation of the Executive Medical Staff Committee.

b. Selection of Division and Section Chairs

When a Division or Section Chair vacancy exists, or is impending, the Department Chair shall recommend to the Executive Medical Staff Committee a candidate to fill the vacancy. The Department Chair shall make a monthly progress report of his or her efforts to find a candidate and the final recommendation to the Executive Medical Staff Committee. If the Department Chair has not made the recommendation within six (6) months, the President may, with the advice and consent of the Executive Medical Staff Committee, appoint a search committee which shall make a monthly progress report, and its final recommendation to the Executive Medical Staff Committee. The recommendation of the Executive Medical Staff Committee shall be forwarded to the Board for final action. If the Executive Medical Staff Committee's recommendation for the Division or Section Chair is not a Member, then the individual shall also submit an application for initial appointment to the Medical Staff as set forth in Article V Section 1, Application for Initial Appointment.

c. Reappointment

All Division and Section Chairs shall serve a term not greater than two (2) years, shall be reappointed by the Board and are subject to the reappointment process as set forth in Article V Section 2, Application for Reappointment. The Board may be reappoint a Member as a Division or Section Chair an indefinite number of times.

d. Removal of Division or Section Chair

Removal of a Division or Section Chair for reasons related to the Chair's medical professional ability or exercise of clinical privileges shall be as provided in Article VII, Corrective Actions. Removal of a Division or Section Chair for reasons unrelated to the Chair's medical professional ability or exercise of clinical privileges shall be as follows: The Medical Director, shall transmit to the affected Chair and to the President a written notice of the proposed removal with a statement of the reasons for removal. The affected Chair shall have the right to request a conference, regarding the proposed removal with the Joint Conference Committee. The affected Chair may appear personally at such conference and present reasons in support of his or her retention. The Joint Conference Committee shall consider the matter and formulate a recommendation for removal or retention which recommendation shall be forwarded to the Board within thirty-five (35) days of the date set for the conference or as soon as reasonably practicable thereafter. The Board shall then consider the matter and approve either the removal or retention of the affected Chair. Such removal shall not affect the former Chair's Medical Staff Membership, clinical privileges or Staff Category.

SECTION 5. MEDICAL STAFF MEMBERS OF THE ADMINISTRATION

It is recognized that a member of the Hospital administration, e.g. the Medical Director, may submit an application for initial appointment or reappointment pursuant to Article V, Procedure for Appointment and Reappointment. Such Member shall be assigned to a Department according to their training and experience for the purpose of performing clinical, educational and research functions but are not otherwise required to participate in Medical Staff, Department, Division or Section activities.

ARTICLE XV: COMMITTEE AND DEPARTMENT MEETINGS

SECTION 1. REGULAR MEETINGS

- a. Committees may, by resolution, fix the time for holding regular meetings without notice other than such resolution.
- b. The Rules and Regulations shall ensure that meetings are held at least quarterly either of the Divisions within each Department or of each Department as a whole to review and evaluate the clinical work of Members assigned to the Department. At such meetings emphasis must be placed on discussion of all quality assurance activities in the Department for use in internal quality control with special emphasis on morbidity and mortality analysis with detailed consideration of selected deaths, unimproved hospitalized patients, infections, complications, errors in diagnosis, results of treatment and analytical reports for the purpose of improving patient care within the Hospital.
- c. If organized on a Division basis, quarterly reports of these meetings shall be forwarded within thirty (30) days of the date of the meeting to the Department Chair who shall review and collate them as a Department report.

SECTION 2. SPECIAL MEETINGS

A special meeting of any Committee, Department or Division may be called by or at the request of the Chair thereof, by the President, by the Medical Director or by one third of the Committee's, Department's or Division's members.

SECTION 3. NOTICE OF MEETINGS

Written or oral notice stating the place, day and hour of any special meeting or of any regular meeting not held pursuant to resolution shall be given to each member of the Committee, Division, or Department not less than two (2) days before the date of such meeting, by the person or persons calling the meeting. If mailed, the notice must be given not less than seven (7) days before the time of such meeting, the notice of the meeting being deemed delivered when deposited in the United States mail addressed to the Member at his or her address as it appears on the records of the Hospital with postage thereon prepaid. The attendance of a Member at a meeting shall constitute a waiver of notice of such meeting.

SECTION 4. QUORUM

Fifty (50) percent of the voting Members of a committee, or twenty-five (25) per cent of Members assigned to a Department or Division, but not fewer than two (2) Members, shall constitute a quorum at any meeting.

SECTION 5. MANNER OF ACTION

The action of a majority of the members present at a meeting at which a quorum is present shall be the action of the Committee, Department or Division.

SECTION 6. RIGHTS OF EX-OFFICIO MEMBERS

Unless otherwise stated in these Bylaws, persons serving as ex-officio members of a Committee shall have all rights and privileges of regular members except that they shall not be counted in determining the existence of a quorum and shall have no vote.

SECTION 7. MINUTES

Minutes of each regular and special meeting of a Committee, Department or Division shall be prepared and shall include a record of the attendance of members and the vote taken on each matter. The minutes shall be signed by the Chair and copies thereof shall be promptly submitted to the attendees for approval. After such approval is obtained, the copies of the minutes shall be forwarded to the Department Chair in the case of Division meetings, or to the Executive Medical Staff Committee in the case of Committee and Department meetings. Each Committee, Department or Division, and the Secretary of the Medical Staff and Executive Medical Staff Committee shall maintain a permanent file of the minutes of each meeting. Such minutes shall be available for use by the Hospital and Medical staff for internal quality control for the purpose of reducing morbidity and mortality and improving patient care.

SECTION 8. ATTENDANCE REQUIREMENTS

a. Annual

Each Member shall be required to attend not less than fifty (50) percent of all meetings of each Division, Department and Committee of which he or she may be a member in each year.

b. Failure to Fulfill Annual Attendance Requirements

The failure, after specific warning, to meet the foregoing annual attendance requirements, unless excused by such Chair for good cause shown may be grounds for Corrective Action as set forth in Article VII, Corrective Action. Department, Division and Committee, Chairs may report all such failures to the Peer Review Committee for action unless there is an acceptable explanation.

c. Attendance of Responsible Member

A Member whose patient's clinical course is scheduled for discussion at a regular Division or Department meeting or clinical pathological conference shall be so notified and shall attend such meeting or arrange for an acceptable alternate. If such Member or alternate is not otherwise required to attend this Division or Department meeting, the Member must be given advance written notice of the time and place of the meeting at which his attendance is required. Whenever apparent or suspected deviation from standard clinical practice is involved, the notice to the Member shall so state, shall be given by certified mail, return receipt

requested, and shall include a statement that his or her attendance at the meeting at which the alleged deviation is to be discussed is mandatory.

d. Failure to Fulfill Mandatory Attendance Requirement

Failure by a Member to attend any meeting with respect to which he or she was given notice that attendance was required or mandatory, unless excused by the applicable Chair, upon a showing of good cause, shall be grounds for the summary suspension of the Member's Membership. If the Member shall make a timely request for postponement supported by an adequate showing that his or her absence will be unavoidable, the Chair of such meeting may either postpone the presentation until the next regular meeting or accept an alternate representative of the Member; otherwise the pertinent clinical information shall be presented and discussed as scheduled. The provisions of this paragraph apply specifically and solely to those Division, Departmental or clinical pathological meetings at which a patient's clinical course is being discussed.

ARTICLE XVI: AUTHORIZATIONS - RELEASES - CONFIDENTIALITY AND IMMUNITY

SECTION 1. SPECIAL DEFINITIONS

For the purposes of this Article, the following definitions shall apply:

a. Information

A record of proceedings, minutes, records, reports, memoranda, statements, recommendations, data and other disclosures whether in written, oral, electronic or video form relating to any of the subject matter specified in Section 5(b), Information, of this Article.

b. Practitioner

An Applicant, current or former Member, or current or former Non-Member Practitioner.

c. Representative

A member of the Board and any committee thereof; the Bureau Chief, the Chief Executive Officer; the Medical Director, the Medical Staff and any Member, Officer, Department, Division, Section or Committee thereof; and any individual authorized by any of the foregoing to perform specific information gathering or disseminating functions pursuant to these Bylaws and the Rules and Regulations.

d. Third Parties

Both individuals and organizations not otherwise defined in (b) or (c) above providing information to any Representative.

SECTION 2. AUTHORIZATIONS AND CONDITIONS

By submitting an application for initial appointment or reappointment to the Medical Staff, or exercising clinical privileges or providing specified patient care services within this Hospital, a Practitioner:

- a. authorizes Representatives to solicit, provide and act upon information bearing on his or her professional ability and qualifications;
- b. agrees to be bound by the provisions of this Article and to waive all legal claims against any Representative who acts in accordance with the provisions of this Article; and
- c. acknowledges that the provisions of this Article are express conditions to his or her application for initial appointment or reappointment to the Medical Staff or his or her exercise of clinical privileges or provision of specified patient services at this Hospital.

SECTION 3. CONFIDENTIALITY OF INFORMATION

Information with respect to any Practitioner submitted, collected or prepared by any Representative for the purpose of achieving and maintaining a desired level of patient care, reducing morbidity and mortality, or contributing to clinical research shall, to the fullest extent permitted by law, be confidential and not be disseminated to anyone other than a Representative nor used in any way except as provided herein or required by law. Such confidentiality shall also extend to information of like kind that may be provided by Third Parties. This information shall not become part of any particular patient's file or of the general Hospital records.

SECTION 4. IMMUNITY FROM LIABILITY

a. For Action Taken

Member or Non-Member Practitioner agrees that he or she shall not seek to hold a Representative liable in any Federal or State administrative or judicial proceeding for damages or other relief for any action taken or statement or recommendation made within the scope of his or her duties as a Representative, if such Representative acts in good faith and without malice and in the reasonable belief that the action, statement, or recommendation is warranted.

b. For Providing Information

Member or Non-Member Practitioner agrees that he or she shall not seek to hold a Representative or Third Party liable in any Federal or State administrative or judicial proceeding for damages or other relief by reason of providing Information, including otherwise privileged or confidential information, to a Representative or to a Third Party concerning a Practitioner provided that such Representative or Third Party acts in good faith and without malice.

c. Relief

If a Member or Non-Member Practitioner files an action of any kind against a Representative or Third Party in any Federal or State administrative or judicial proceeding contrary to (a) or (b) above, such Member or Non-Member

Practitioner consents to the entry of an order, or other directive appropriate to the forum in which the action was brought, of dismissal with prejudice.

SECTION 5. ACTIVITIES AND INFORMATION COVERED

a. Activities

The confidentiality and immunity provided by this Article shall apply to all acts, communications, reports, recommendations, or disclosures performed or made in connection with this or any other health-related institution's or organization's activities concerning, but not limited to:

- (i) an application for initial appointment or reappointment and requests for clinical privileges;
- (ii) periodic appraisals for reappointment or clinical privileges;
- (iii) corrective action;
- (iv) hearings and appellate reviews;
- (v) patient care audits;
- (vi) utilization reviews and quality assurance activities;
- (vii) applications for Clinical Privileges or Collaborative Clinical Privileges by Non-Member Practitioners and corrective actions relative to Non-Member Practitioners;
- (viii) other Hospital or Medical Staff Committee, Department, Division or Section activities related to monitoring and maintaining the quality of patient care and appropriate professional conduct; and
- (ix) Institutional Review Board or Officer of Research Integrity reviews or investigations.

b. Information

The acts, communications, reports, recommendations, disclosures, and other information referred to in this Article may relate to a Member's or Non-Member Practitioner's professional qualifications, clinical ability, judgment, character, physical and mental health, emotional stability, professional ethics, or any other matter that might directly or indirectly affect patient care.

SECTION 6. RELEASES

Each Member or Non-Member Practitioner shall, upon request of the Hospital or Medical Staff, execute general and specific releases in accordance with the tenor and import of this Article, subject to such requirements, including those of good faith, absence of malice and the exercise of a reasonable effort to ascertain truthfulness, as may be applicable under the laws of this State. Execution of such releases shall not be deemed a prerequisite to the applicability of this Article.

SECTION 7. CUMULATIVE EFFECT

Provisions in these Bylaws and in application forms relating to authorizations, confidentiality of information, and immunities from liability shall be in addition to other protections provided by law and not in limitation thereof.

ARTICLE XVII: RULES AND REGULATIONS

- a. The Medical Staff shall adopt such Rules and Regulations as may be necessary to implement more specifically the mandates and general principles found within these Bylaws, subject to the approval of the Board. These shall relate to the proper conduct of Medical Staff organizational activities as well as embody the level of practice that is to be required of each Member in the Hospital. Such Rules and Regulations shall be a part of these Bylaws.
- b. Proposed Medical Staff Rules and Regulations and amendments thereof shall be submitted to the Bylaws Committee for review and recommendation to the Executive Medical Staff Committee. Proposed rules and regulations and amendments thereof recommended by the Executive Medical Staff Committee shall be forwarded to the Board and take effect upon approval by the Board.
- c. Department Rules and Regulations, as provided in Article XIV, Departments, shall be formulated through a process which insures intra-departmental review, discussion, and approval by a majority of the Members in the Department.

ARTICLE XVIII: AMENDMENT OF AND DEVIATION from BYLAWS

SECTION 1. MEDICAL STAFF RESPONSIBILITIES AND AUTHORITY

The Medical Staff shall have the responsibility and delegated authority to recommend to the Board Medical Staff Bylaws amendments which shall be effective when approved by the Board. Such responsibility and authority shall be exercised in good faith and in a reasonable, timely and responsible manner, to maintain compliance with legal and regulatory requirements and reflecting the interests of providing patient care of a standard generally accepted by the medical profession and of maintaining a harmony of purpose and effort with the Board and with the community.

SECTION 2. PROCEDURE TO AMEND

a. Initiation of Amendments

Proposed amendments to the Bylaws may originate from any Member of the Medical Staff if endorsed in writing by at least ten (10) Members from the Bylaws Committee or from the Board. The proposed amendments shall be sent to the President who shall present the proposal at the next regular meeting of the Executive Medical Staff Committee and it shall be referred to the Bylaws Committee. The Bylaws Committee shall then report its recommendations to the Executive Medical Staff Committee within one-hundred and twenty (120) days. In addition, amendments may be proposed by the Bylaws Committee which shall be transmitted to the Executive Medical Staff Committee.

b. Medical Staff Action

The proposed amendments shall be approved by the affirmative vote of a majority of the Executive Medical Staff Committee, provided at least ten (10) days written or electronic notice of the intention to take such action, accompanied by the proposed Bylaws amendments, has been given to the

Executive Medical Staff Committee. Upon consideration of such amendments, the Executive Medical Staff Committee may propose additional amendments or may reject proposed amendments. All Bylaws amendments recommended by the Executive Medical Staff Committee shall be forwarded to the Chief Operating Officer for transmittal to the Board.

c. Board Action

Proposed Bylaws amendments shall be approved by the Board before they become effective.

d. Effective Date

The adoption of Bylaws and amendments shall take effect and be in full force upon approval by the Board unless otherwise specified. All previous Bylaws, amended articles, amended sections and subsections shall have no further force and effect.

e. Distribution

If significant changes are made to these Bylaws or Rules and Regulations of the Medical Staff, revised copies shall be distributed to all Members in a timely manner.

f. Biennial Review

These Bylaws shall be reviewed by the Bylaws Committee at least every two (2) years.

SECTION 3. DEVIATION FROM BYLAWS

When they determine it is in the best interests of the Medical Staff and the Board, the President, on behalf of the Medical Staff, and the Chief Operating Officer, on behalf of the Board, may mutually agree to deviate from any procedure, but not substantive requirement, set forth in these Bylaws.

ARTICLE XIX: INDEPENDENCE OF ARTICLES, SECTIONS AND SUB-SECTIONS

If any Article, Section, Subsection or other part of these Bylaws or the application thereof to any person or circumstance shall be adjudged by a court of law to be unconstitutional, the remainder of these Bylaws or their application to persons or circumstances other than those to which they are held invalid shall not be affected thereby.

ARTICLE XX: NON-MEMBER PRACTITIONERS

SECTION 1. LICENSED INDEPENDENT PRACTITIONER

a. Clinical Privileges

Licensed Independent Practitioners (“LIP”) shall make application for Clinical Privileges on forms prescribed by the Credentials Committee. The Chair of the Department to which the LIP is to be assigned shall submit the LIP’s qualifications and request for privileges along with his or her written recommendation to the Credentials Committee. The Credentials Committee shall review the LIP’s qualifications, shall obtain any necessary verifications through the Credentialing Verification Office, and shall request from the LIP any additional information, which may include a request that the LIP appear before the Credentials Committee. The Credentials Committee shall forward its recommendation on the Clinical Privileges to be granted to the LIP to the Executive Medical Staff Committee for its review and recommendation. The Executive Medical Staff Committee shall review the recommendation of the Credentials Committee and shall transmit its recommendation directly to the Board which shall approve or disapprove any requested Clinical Privileges for a period not to exceed two years. Renewal of Clinical Privileges shall be accomplished through a similar procedure.

b. Corrective Action

An LIP is subject to the same procedures set for the in Articles VII, Corrective Action, and VIII, Hearing and Appeal Procedure, except that such corrective action is limited to the modification, probation, suspension or termination of his or her clinical privileges. The results of the corrective action process are not a limitation on the Hospital’s authority to take any employment or contractual action with respect to the LIP.

SECTION 2. MID-LEVEL PRACTITIONERS

a. Collaborative Clinical Privileges

Mid-Level Practitioners (“MLP”) shall make application for Collaborative Clinical Privileges on forms prescribed by the Credentials Committee.

b. Corrective Action

The Credentials Committee shall receive all reports with respect to MLPs which are made pursuant to Article VII, Section 1, Grounds, and shall immediately refer such reports to the Bureau Mid-Level Practitioner Committee, which shall investigate the matter, shall conduct a hearing if appropriate in accordance with Bureau Policy, and take appropriate action. The Bureau Mid-Level Practitioner Committee shall promptly report its decision to the Credentials Committee, which shall review the decision and determine if any additional action is required with respect to the Collaborative Clinical Privileges of the MLP.

SECTION 3. SUSPENSIONS OF MLP COLLABORATIVE CLINICAL PRIVILEGES OR LIP CLINICAL PRIVILEGES

In addition to any other persons who may be authorized to do so, the Chief Operating Officer, the Medical Director and the Credentials Committee shall have the authority to immediately suspend or otherwise restrict the Collaborative Clinical Privileges or Clinical Privileges of any Non-Member Practitioner pending final action following a report pursuant to Article VII, Section 1, Grounds.

277585 PUBLIC HEALTH AND PRIVATE NUISANCE ORDINANCE OF COOK COUNTY, ILLINOIS (PROPOSED ORDINANCE). Submitting a Proposed Ordinance sponsored by John H. Stroger, Jr., President of the Board of Commissioners and Gregg Goslin, County Commissioner.

The following is a synopsis of the Proposed Ordinance.

PROPOSED ORDINANCE

**PUBLIC HEALTH AND PRIVATE NUISANCE ORDINANCE
OF COOK COUNTY, ILLINOIS**

WHEREAS, the Board of Commissioners of Cook County, Illinois, has determined that it is necessary that a health ordinance is adopted for the County of Cook in order to protect the health of the inhabitants of Cook County, Illinois, and that it is proper that an ordinance is adopted that prohibits, abates, suppresses, and prevents all acts, practices, conduct, uses and all other things detrimental to or potentially detrimental to the health of the inhabitants of Cook County, Illinois.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF COOK COUNTY, ILLINOIS:

That this ordinance is adopted pursuant to Cook County's Home Rule Powers as prescribed in Article VII, Section 6, of the 1970 Illinois Constitution, and in no way derives its authority from the Illinois Compiled Statutes 2002 Chapter 720 ILCS 5/47-5 et seq., titled, Public Nuisance; and Chapter 55 ILCS 5/1-1001 et seq., titled Counties.

ARTICLE I - PURPOSE AND JURISDICTION

ARTICLE II - DEFINITIONS

ARTICLE III - GENERAL PROVISIONS

ARTICLE IV - DECLARED NUISANCES ENUMERATED

ARTICLE V - PENALTIES

***Referred to the Committee on Health and Hospitals on April 5, 2006.**

Vice Chairman Goslin stated that the above item is being deferred to address a number of amendments that Commissioner Quigley is proposing. These amendments were discussed with staff at the Department of Public Health, who agreed with some of them. Rather than pass the ordinance today without these amendments, instead these amendments will be incorporated into the ordinance and highlighted, and presented back to the Committee at a later date. This should be accomplished within several weeks.

Commissioner Suffredin suggested that the Committee obtain feedback on the proposed ordinance from homeowners' associations and residents' groups in the unincorporated areas concerned.

Vice Chairman Goslin agreed to address this issue.

Commissioner Daley inquired whether a new ordinance which includes the amendments will be presented at the next meeting.

Vice Chairman Goslin replied in the affirmative.

Vice Chairman Goslin, seconded by Commissioner Quigley, moved to defer Communication No. 277585. The motion carried.

Commissioner Steele moved to adjourn the meeting, seconded by Commissioner Murphy. The motion carried and the meeting was adjourned.

Respectfully submitted,

COMMITTEE ON HEALTH AND HOSPITALS

JERRY BUTLER, Chairman

ATTEST: MICHELLE HARRIS, Secretary

The transcript for this meeting is available in the Office of the Secretary to the Board, 118 North Clark Street, Room 567, Chicago, Illinois 60602.

Commissioner Butler, seconded by Commissioner Sims, moved that the Report of the Committee on Health and Hospitals be approved and adopted. **The motion carried unanimously.**

ORDINANCE

Transmitting a Communication, dated April 19, 2006 from

LARRY SUFFREDIN, County Commissioner

I hereby request to correct the record of the March 15, 2006 Cook County Board Meeting.

On Ordinance 06-O-13, Displaced Building Service Workers Protection Ordinance, which appeared as New Item #1 on the March 15, 2006 Agenda, I request to add Commissioner Deborah Sims, John P. Daley, Joseph Mario Moreno, Joan Patricia Murphy, Peter N. Silvestri and Bobbie L. Steele as a co-sponsors of the Ordinance.

06-O-13

ORDINANCE

Sponsored by

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, LARRY SUFFREDIN
AND ROBERTO MALDONADO, COUNTY COMMISSIONERS**

Co-Sponsored by

**THE HONORABLE DEBORAH SIMS, JOHN P. DALEY, JOSEPH MARIO MORENO,
JOAN PATRICIA MURPHY, PETER N. SILVESTRI AND BOBBIE L. STEELE
COUNTY COMMISSIONERS**

DISPLACED BUILDING SERVICE WORKERS PROTECTION ORDINANCE

WHEREAS, Cook County is a home rule unit of local government pursuant to Article 7, Section 6a of the Illinois Constitution of 1970 with power to regulate those matters which pertain to its government and affairs; and

WHEREAS, as part of their findings, the Mikva Commission vocalized the need for coordinated and uniform evacuation policies in event of an emergency; and

WHEREAS, the federal government encourages increased awareness by personnel working in office and industrial buildings in order to combat potential terrorist activity; and

WHEREAS, building service workers are trained and knowledgeable in building safety procedures and are alert to any suspicious activity which they may encounter in the performance of their jobs; and

WHEREAS, a period of review and retention before a successor employer can terminate a position ensures that the safety of building occupants will not be compromised during the transitory phase of building service contracts; and

WHEREAS, nothing in this Ordinance abrogates a successor employer's rights to discharge an employee for "cause" or conduct employee background checks.

NOW, THEREFORE, BE IT ENACTED by the People of the County of Cook, Illinois, represented by the Cook County Board of Commissioners:

Section 1: Title. This Ordinance may be cited as the Displaced Building Service Workers Protection Ordinance.

Section 2: Definitions. In this Ordinance:

"Building" means a structure, or part thereof, enclosing any occupancy including residential, institutional, assembly, business, mercantile, industrial, storage, hazardous and miscellaneous uses. When separated by fire walls, each unit so separated shall be deemed a separate building.

"Building service" means work performed in connection with the care or maintenance of an existing building and includes, but is not limited to, work performed by a watchman, security officer, door staff, building cleaner, maintenance technician, handyman, janitor, elevator operator, window cleaner, building engineer and groundskeeper.

"Building service contract" means a contract let to any covered employer for the furnishing of building services and includes any subcontract for such services.

"Building service contractor" means any person who enters into a building service contract.

"Building service employee" means any person employed as a building service employee by a covered employer who has been regularly assigned to a building on a full or part-time basis for at least 25 days immediately preceding any transition in employment subject to this Section except for (i) persons who are managerial, supervisory, or confidential employees, provided that this exemption shall not apply to building engineers for existing properties, (ii) persons earning in excess of \$25 per hour from a covered employer, and (iii) persons regularly scheduled to work fewer than 6 hours per week at a building.

"County of Cook" means any city, township, administration, department, division, bureau, board or commission, or a corporation, institution, or agency of government, the expenses of which are paid in whole or in part from the County treasury.

"Covered employer" means any person who owns or manages real property, either on its own behalf or for another person, or any person who contracts or subcontracts with an owner or manager of real property within the County of Cook for real estate, including, but not limited to, housing cooperatives, condominium associations, building managing agents, and any building service contractor provided, however, that the requirements of this Ordinance shall not apply to (i) residential buildings under 50 units, (ii) commercial office, institutional, or retail buildings of less than 75,000 square feet, (iii) any building owned by any government entity, or (iv) any building that is owned or operated by a hospital or hospital affiliate as defined in the Hospital Licensing Ordinance.

"Person" means any individual, proprietorship, partnership, joint venture, corporation, limited liability company, trust, association, or other entity that may employ persons or enter into service contracts, but shall not include the City of Chicago, the County of Cook, and the federal government or any other entity, or any individual or entity managing real property for a governmental entity.

"Successor employer" means a covered employer that (i) has been awarded a building service contract to provide, in whole or in part, building services that are substantially similar to those provided under a service contract that has recently been terminated, or (ii) has purchased or acquired control of property in which building service employees were employed.

Section 3: Protection for building service employees.

(a) No less than 25 calendar days before terminating any building service contract, any covered employer shall request the terminated contractor to provide the successor employer and any collective bargaining representative of any of the affected employees where there is a collective bargained contract for the site, a full and accurate list containing the name, address, date of hire, and employment occupation classification of each building service employee employed on the notice date at the site or sites covered by the terminated contract.

(b) No less than 25 calendar days before transferring a controlling interest in any covered building in which building service employees are employed, any covered employer shall provide to the successor employer and any collective bargaining representative of any of the affected employees where there is a collective bargained contract for the site, a full and accurate list containing the name, address, date of hire, and employment occupation classification of each building service employee currently employed at the site or sites covered by the transfer of controlling interest.

(c) Any covered employer shall provide to the successor employer and any collective bargaining representative of any of the affected employees where there is a collective bargained contract for the site, a full and accurate list containing the name, address, date of hire, and employment occupation classification of each building service employee currently employed at the site or sites covered by the terminated building service contract no more than 7 calendar days after notice that its building service contract has been terminated.

(d) When providing the notice required under this Section, each covered employer shall ensure that a notice to building service employees is posted setting forth the rights provided under this Section and which includes a copy of the list provided under the preceding Sections, and that such notice is also provided to the employees' collective bargaining representative where there is a collective bargained

contract for the site. The notice and list shall be posted in the same location and manner that other statutorily required notices to employees are posted at the affected site or sites.

(e) A successor employer shall retain for a 25 day transition employment period at the affected site or sites those building service employees of the terminated building service contractor and its subcontractors, or other covered employer, employed at the site or sites covered by the terminated building service contract.

(f) If at any time the successor employer determines that fewer building service employees are required to perform building services at the affected building than had been performing such services under the former employer, the successor employer shall retain the predecessor building service employees by seniority within job classification; provided that during such a 25 day transition period, the successor employer shall maintain a preferential hiring list of those building service employees not retained at the building who shall be given a right of first refusal to any jobs within their classification that becomes available during that period.

(g) Except as provided in subsection (f), (i) and (j) during such 25 day period, the successor contractor shall not discharge without cause an employee retained pursuant to this Section.

(h) At the end of the 25 day transition period, the successor employer shall perform a written performance evaluation for each employee retained pursuant to this Section. If the employee's performance during such 25 day period is satisfactory, the successor contractor shall offer the employee continued employment under the terms and conditions established by the successor employer or as required by law.

(i) Nothing in this Ordinance shall restrict an existing or successor employer from obtaining a background check on an employee as may be required by a federal, state or local governmental agency or from requiring that an employee undergo appropriate testing and investigation consistent with the existing or successor employer's personnel policies.

(j) Nothing in this Ordinance shall restrict an existing or successor Employer from complying with requirements of the Illinois Department of Financial and Professional Regulation.

Section 4: Violation.

(a) A building service employee who has been discharged or not retained in violation of this Ordinance may bring an action in court against a successor contractor and covered employer for violation of any obligation imposed pursuant to this Ordinance.

(b) The following are appropriate remedies for violations of this ordinance, as a court deems just and proper:

(1) Injunctive Relief;

(2) Back pay for each day during which the violation continues, which shall be calculated at a rate of compensation not less than the higher of (i) the average regular rate of pay received by the employee during the last 3 years of the employee's employment in the same occupation classification; or (ii) the final regular rate received by the employee.

(3) Costs of benefits the successor employer would have incurred for the employee under the successor contractor's or employer's benefit plans.

(4) The building service employee's reasonable attorney's fees and costs.

(5) An award requiring the terminated contractor or former employer to provide the successor employer with the information required pursuant to Section 3(c) of this Ordinance.

(6) Any additional relief the court deems just and proper.

Section 5: Exemptions.

The provisions of this Ordinance do not apply:

(1) To any successor employer that, on or before, the effective date of the transfer of control from a predecessor covered employer to the successor employer to the commencement of services by a successor building service contractor, agrees to assume, or to be bound by, the collective bargaining agreement of the predecessor covered building service employees, provided that the collective bargaining agreement provides terms and conditions for the discharge or laying off of employees.

(2) Where there is no existing collective bargaining agreement as described in subdivision (1), to any successor employer that agrees, on or before the effective date of the transfer of control from a predecessor covered employer to the successor employer or the commencement of services by a successor building service contractor, to enter into a new collective bargaining agreement covering its building service employees, provided that the collective bargaining agreement provides terms and conditions for the discharged or laying off of employees.

(3) To any successor employer whose building service employees will be accredited to a bargaining unit with a pre-existing collective bargaining agreement, provided that the collective bargaining agreement provides terms and conditions for the discharged or laying off of employees.

(4) To any covered employer that obtains a written commitment from a successor employer that the successor employer's building service employees will be covered by a collective bargaining agreement falling within subdivision (1), (2), or (3).

Section 6: Effective date.

This Ordinance shall take effect on May 1, 2006.

Approved and adopted this 15th day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Note: This item also appears under Commissioners.

Commissioner Suffredin, seconded by Commissioner Maldonado, moved that the request of the Commissioner be approved. **The motion carried unanimously.**

RESOLUTIONS

Transmitting a Communication, dated April 19, 2006 from

JOHN H. STROGER, JR., President, Cook County Board of Commissioners

SUBJECT: RESOLUTION TO RETAIN 2006 PRIVATE ACTIVITY BOND VOLUME CAP

respectfully request the adoption of this resolution and authorization to notify the Office of the Governor of the County's intent to retain its 2006 private activity bond volume cap in the amount of \$8,436,640.00 for various housing and economic development purposes.

**06-R-199
RESOLUTION**

CONCERNING 2006 BOND VOLUME CAP

WHEREAS, the County of Cook, Illinois (the "County") is a home rule unit under Subsection (a) of Section 6, Article VII of the Illinois Constitution of 1970; and

WHEREAS, there exists within the borders of the County a recognized need for decent, well-constructed and maintained affordable housing and the need for lower cost financing of business expansion to create and retain jobs; and

WHEREAS, the County is authorized under state law and the County's home rule powers, among other purposes, (i) to issue revenue bonds ("Bonds") to finance below market interest rate mortgage loans to individuals, (ii) to finance below market interest rate loans to businesses and other organizations to encourage the creation and retention of jobs and (iii) to issue mortgage credits certificates ("Certificates") to provide housing assistance for qualified individuals; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code") limits the amount of Bonds and Certificates that may be issued by the County on a tax-exempt basis under the Code; and

WHEREAS, the County desires to consider establishing and implementing 2006 Bond and Certificate programs with the allocation of its 2006 bond volume cap as defined in Section 146 of the Code (the "Volume Cap") in the amount of \$8,436,640; and

WHEREAS, pursuant to the Illinois Private Activity Bond Allocation Act (the "Act"), the County's Volume Cap allocation may be ceded to the State of Illinois if it is not used or allocated to specific projects or purposes by May 1, 2006.

NOW, THEREFORE, BE IT RESOLVED, by the President and the Board of Commissioners of the County of Cook, Illinois ("Corporate Authorities"):

Section 1. Public Purpose. It is hereby found, determined and declared that the purpose of this Resolution is to take steps designed to reduce the cost of financing principal residences located in the County in order to provide decent, affordable housing for qualifying persons of low and moderate income; to provide below market interest rate loans to businesses and other organizations to create and retain jobs; and issue bonds for any other purpose allowed by law.

Section 2. Allocation of Volume Cap. The Corporate Authorities hereby authorize the allocation of the entire amount of the County's Volume Cap for calendar year 2006 to a Single Family Mortgage Bond, a Mortgage Credit Certificate Program, an Industrial Revenue Bond Program, any combination thereof, or any other purpose allowed by law, to be approved by the Corporate Authorities.

Section 3. Approval of Further Actions. From and after the adoption of this Resolution, the proper officials, agents and employees of the County are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of this Resolution or to effectuate the purpose hereof.

Section 4. Effective Date. This Resolution shall be in full force and effect upon its passage and approval.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**06-R-200
RESOLUTION**

Sponsored by

THE HONORABLE JOHN H. STROGER, JR.

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

Co-Sponsored by

**THE HONORABLE JERRY BUTLER, FORREST CLAYPOOL, JOHN P. DALEY,
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,
ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS,
BOBBIE L. STEELE AND LARRY SUFFREDIN**

COUNTY COMMISSIONERS

WHEREAS, Cook County is a diverse community of more than five million people with ancestries from all parts of the world; and

WHEREAS, the more than 300,000 Asian American residents of Cook County have contributed significantly to the development of our neighborhoods and cities; and

WHEREAS, Asians, along with Irish immigrants and African Americans among others, constructed and operated the transcontinental railroads that passed through Cook County and provided the basis for our county's economic strength as a transportation center; and

WHEREAS, Cook County is home to Asian American veterans who fought heroically for our nation through many of her conflicts in the 20th century, including Filipinos who, alongside soldiers from Maywood, Illinois, survived the Bataan Death March in the Philippines during World War II, and Japanese Americans of the 100th Infantry Battalion and the 442nd Regimental Combat Teams who served our nation with the highest military honors despite being designated for internment in American concentration camps on the west coast; and

WHEREAS, Asian American immigrants have made, and continued to make, tremendous efforts in professional fields such as medicine, engineering, education, accounting and chemistry; and

WHEREAS, Asian Americans, both native born and naturalized immigrants, are making strides in a wider range of professional fields including government, the arts, journalism, the legal profession, athletics, international trade, higher learning and the entertainment industry; and

WHEREAS, Asian Americans are among the ranks of elected and appointed officials at the national level, and are helping to shape the future of our nation and society, including: U.S. Secretary of Labor, Elaine Chao; U.S. Secretary of Transportation, Norman Mineta; U.S. Senator, Daniel Inouye of Hawaii; California Congresspersons, Doris Matsui and Mike Honda; Oregon Congressman, David Wu; and Louisiana Congressman, Bobby Jindal; former Governor, Gary Locke of Washington State; former Governor, Benjamin Cayetano of Hawaii; and former Chief of Staff of the Army General, Eric Shinseki; and

WHEREAS, Asian Americans are among the ranks of both elected and appointed officials at the local level including Cook County Judges Lynne Kawamoto, Sandra Otaka and Rena Van Tine, and Skokie Park District Commissioner, Jerry Clarito; and

WHEREAS, Asian Americans are in key positions in the news and entertainment industries such as Yahoo! Founder Jerry Yang; Hollywood movie makers such as *Brokeback Mountain's*, Ang Lee; *Mission Impossible 2's*, John Woo and *Independence Day's*, Dean Devlin; authors Deepak Chopra and Amy Tan; Cellist Yo Yo Ma; the *Today Show's*, Ann Curry; CBS' *Early Show* host Julie Chen; local television personalities Joanie Lum, Linda Yu, Ellie Pai Hong, Nancy Loo and Judy Hsu; and Chicago White Sox and Chicago Blackhawks public address announcer Gene Honda; and

WHEREAS, Asian Americans are a major force in various business and education sectors including: fashion designer Vera Wang; TLC Beatrice Chief Executive Officer Loida Lewis; Avon Chief Executive Officer Andrea Jung; AIDS/HIV researcher Dr. David Ho; designer of the Vietnam and Martin Luther King, Jr. Memorials Maya Lin; internationally-renowned architect I.M. Pei; and University of California at Berkeley Chancellor Chang-Lin Tien; and

WHEREAS, Asian American athletes, and Asian athletes in America are excelling individually and are leading national sports teams and American professional sports teams to Olympic medals and world championships including: figure skater Michelle Kwan; short track speed skater Apolo Ohno; baseball players Tadahito Iguchi, Shingo Takatsu, Hideki Matsui, Hee Seop Choi, and Ichiro Suzuki; basketball player Yao Ming; middle linebacker Dat Nguyen; Tennessee Titans Offensive Coordinator Norman Chow; hockey player Paul Kariya; and professional golfers Tiger Woods, Se Ri Pak and Michele Wie; and

WHEREAS, Asian American Heritage Month provides Cook County an opportunity to restate its firm stand against any and all discrimination on the basis of race, creed or national origin in Cook County.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners declare the month of May as Asian American Heritage Month in Cook County, and urge all residents and groups to participate in the events sponsored by Asian American organizations throughout the month of May.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

DAVID ORR, County Clerk
by
CLEM BALANOFF, Director of Elections

requesting an Amendment to the Board Resolution 05-R-493, passed November 1, 2005. The proposed changes are being made to amend the form of the resolution to follow recommendations by the State Board of Elections, so that the resolution will conform to the State Board's requirements for the transfer of federal funds. The proposed changes do not substantively alter the resolution.

**06-R-201
RESOLUTION**

**RESOLUTION TO ACCEPT FUNDS MADE AVAILABLE UNDER THE
HELP AMERICA VOTE ACT OF 2002**

WHEREAS, Cook County has entered into a contract for the purchase of ~~accessible-voting~~ election equipment with Sequoia Voting Systems, Inc.; and

WHEREAS, the funds for said contract are to come from federal funding under the Help America Vote Act of 2002, which funds are administered by the Illinois State Board of Elections; and

WHEREAS, in order to procure such funds from the State Board of Elections, the consent of this Board must be obtained and the conditions for the grant money fulfilled.

NOW, THEREFORE, BE IT RESOLVED, that Cook County agrees to apply for and accept funds being held by the Illinois State Board of Elections, which funds were furnished by the United States under the provisions of the Help America Vote Act of 2002 for the purchase of ~~accessible~~ new voting systems and equipment in compliance with the Help America Vote Act of 2002; and

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

BE IT FURTHER RESOLVED, that Cook County agrees to take such action as may be necessary to comply with the requirements of the State Board of Elections for the release of such Help America Vote Act funds by supplying the State Board of Elections with detailed descriptions of the equipment to be purchased or leased, providing full information about payment, amounts and other cost information for such equipment, and upon the receipt of such Help America Vote Act funds, the County agrees to remit payment to its vendor no later than 30 days following receipt of the assistance payment from the State Board of Elections, or by the due date of the contract, whichever is earlier, as required by ~~law~~ federal cash management statutes. The County agrees to forward a copy of the check paid to the vendor; and a copy of the paid invoice from the vendor to the State Board of Elections within 30 days of paying its vendor; and

BE IT FURTHER RESOLVED, that Cook County will take such action as necessary to be certain its new voting systems ~~do not use punch card or lever machines, and is~~ are fully consistent and in compliance with the requirements of the laws described in Section 906 of the Help America Vote Act of 2002; have met or will meet the voting systems standards adopted by the Federal Election Commission in May, 2002; and have met or will meet the requirements of Title III, Section 301(a)(3) and have done so by January 1, 2006; and

BE IT FURTHER RESOLVED, that Cook County understands and agrees that the equipment purchased by the County from Help America Vote Act funds shall become the property of the County, not the State of Illinois, and understands and agrees that all property control and custody responsibilities will be assumed by the County; and

BE IT FURTHER RESOLVED, that Cook County further agrees that future costs related to the equipment and/or upgrades now being furnished with Help America Vote Act assistance, such as maintenance, repairs, upgrades and the like, are and shall be the sole responsibility of the County, and understands that the State of Illinois assumes no liability for Help America Vote Act mandated upgrades for local jurisdictions; and

BE IT FURTHER RESOLVED, that Cook County agrees to indemnify and hold harmless the State Board of Elections against any claim that may be brought against it by the ~~Federal~~ Election Assistance Commission, or other agency of the state or federal government, for reimbursement of any monies advanced under the Help America Vote Act of 2002 to the County in the event that the County is found to have misapplied, misused or misappropriated Help America Vote Act funds received from the State Board of Elections. Indemnification shall include but not be limited to attorney's fees, fines, penalties and other associated costs of litigation. Cook County specifically agrees that in the event of any claim of misapplication, misuse or misappropriation of the funds and a demand for reimbursement, against Cook County, Cook County agrees that the State Board of Elections may conduct an audit of the application of the funds received from the State Board of Elections in order to determine whether such funds have actually been misapplied or misappropriated; and

BE IT FURTHER RESOLVED, that the County Clerk is authorized and designated to prepare and execute all applications and other documents required by the State Board of Elections for the purchase of Help America Vote Act approved voting systems, and he is authorized to take such action as may be necessary or desirable, as requested by the State Board of Elections to effectuate the full purposes of this Resolution. He is further authorized to provide a certified copy of this Resolution to any agency which may request it, certifying that it was presented to and approved by the Cook County Board of Commissioners.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**06-R-202
RESOLUTION**

Sponsored by

THE HONORABLE GREGG GOSLIN, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,
ELIZABETH ANN DOODY GORMAN, CARL R. HANSEN, ROBERTO MALDONADO,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS, BOBBIE L. STEELE
AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

CAMPAIGN TO PREVENT THE EXPLOITATION OF CHILDREN

WHEREAS, an estimated 1.6 million children run away or are thrown out of their homes every year and approximately 40,000 of these children will be involved in some form of sexual exploitation and victimization by predators, according to the U.S. Department of Justice; and

WHEREAS, many child victims of prostitution are abandoned or neglected children who have not been reported missing to law enforcement; and

WHEREAS, while the average age at which a child enters into prostitution is 14, many have been as young as 9; and

WHEREAS, housing instability, poverty, untreated psychological or emotional problems, substance abuse, educational or vocational failure and problems at home have all been cited as common factors precipitating exploitation; and

WHEREAS, the dangers that children face as a result of prostitution include physical, mental and emotional violence as well as long-term effects such as health problems, drug addiction and adverse psychological effects and even death; and

WHEREAS, the National Association of Counties' (NACo), the Large Urban County Caucus (LUCC) and the National Center for Missing and Exploited Children (NCMEC) have partnered for a national campaign to promote child safety and help prevent commercial child sexual exploitation; and

WHEREAS, this national campaign urges key stakeholders within a community to begin dialogues on topics related to child sexual exploitation.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners hereby establishes a Task Force to create a framework for a comprehensive strategy to address child sexual exploitation and engage in a public awareness campaign in Cook County; and

BE IT FURTHER RESOLVED, that the Cook County Board of Commissioners urges the participation of key stakeholders from Cook County's Family Court system, Sheriff's Office, local law enforcement, State's Attorney's Office, Public Health and victim service agencies and community organizations on the Task Force.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**06-R-203
RESOLUTION**

Sponsored by

THE HONORABLE LARRY SUFFREDIN, COUNTY COMMISSIONER

Co-Sponsored by

THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,

FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,

ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,

ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,

ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS

AND BOBBIE L. STEELE, COUNTY COMMISSIONERS

IN MEMORY OF MARGARET C. "PEGGY" ROACH

WHEREAS, Margaret C. "Peggy" Roach lost her valiant fight against cancer and died on April 20, 2006 in her home at the age of 78; and

WHEREAS, Peggy Roach was a loving sibling; survived by sisters, Helen and Jane and a brother, James; and

WHEREAS, Peggy Roach will long be remembered as a fearless champion of civil rights who was at the forefront of struggles for social justice in Chicago and the nation; and

WHEREAS, Peggy Roach, who revealed her passion for social justice as a teenager was raised in Chicago's Rogers Park neighborhood and attended St. Scholastica High School and Mundelein College. Both institutions honored Peggy as a distinguished alumna; and

WHEREAS, Peggy Roach worked so closely with the civil rights movement that she received one of the pens President Lyndon B. Johnson used to sign the Civil Rights Act of 1964, she marched with the Reverend Martin Luther King, Jr. in Washington in 1963 and at Selma, Alabama in 1965 and took part in Chicago campaigns on issues ranging from contract buying abuses to payday loans; and

WHEREAS, Peggy Roach's ministry work alongside well-known priest Monsignor John J. Egan for over 35 years at the University of Notre Dame, the Catholic Archdiocese of Chicago and DePaul University, aided countless numbers of people, especially those who could not help themselves: victims of predatory lending and the poor displaced by government urban renewal projects; and

WHEREAS, Peggy Roach worked tirelessly to improve race, gender and interfaith relations over the course of her life. As a young woman, she worked as an administrative assistant at the Catholic Interracial Council of Chicago, as social action secretary of the National Council of Catholic Women and helped to organize the National Council on Religion and Race in Chicago and the National Conference for Interracial Justice at Georgetown University which pushed for effective federal civil rights; and

WHEREAS, Peggy Roach's integrity, remarkable character and courage helped to effectuate social justice and make Cook County, the nation and the world a better place for all of its citizens.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cook County does hereby offer its deepest condolences and most heartfelt sympathy to the family and friends of Peggy Roach and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to the family of Peggy Roach so that her memory may be so honored and ever cherished.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

06-R-204
RESOLUTION
Sponsored by

THE HONORABLE LARRY SUFFREDIN, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,
ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS
AND BOBBIE L. STEELE, COUNTY COMMISSIONERS**

IN MEMORY OF FRANCIS E. "FRANK" LITTLE

WHEREAS, Francis "Frank" Easterly Little of Winnetka, after a valiant battle against illness died on February 22, 2006 at the age of 69; and

WHEREAS, Frank Little was a loving husband of Lyn, adoring and proud father of Caroline, Kent, Carter and Courtney; doting grandfather of five, loving brother of his sister, Winnie Pruett; and wonderful master to Watson, his black lab; and

WHEREAS, Frank Little will long be remembered as an accomplished professional opera singer, treasured educator and exceptional husband and father; and

WHEREAS, Frank Little emerged from humble beginnings as child in Greeneville, Tennessee near the Smoky Mountains where he was influenced by his mother's voice and the mountain hymns he sang at church;

WHEREAS, Frank Little, as his vocal talents developed, put himself through school and graduated from East Tennessee State College in 1958, received a master's degree in music from the College-Conservatory of Music in Cincinnati in 1960 and in 1971 he completed his doctorate in vocal performance at Northwestern University; and

WHEREAS, Frank Little's illustrious and critically acclaimed operatic career included thirteen seasons during the 1960s and 1970s and more than 140 performances as a leading tenor for the Lyric Opera of Chicago; and

WHEREAS, Frank Little's operatic talents took him all over the world; often singing with opera greats such as Luciano Pavarotti, Placido Domingo and Beverly Sills, he spent five seasons singing major roles at the Metropolitan Opera in New York, performed at La Scala in Milan and Opera Comunale in Florence and once conducted a private command performance for Pope John Paul II at the Vatican; and

WHEREAS, Frank Little, upon leaving the stage and believing that the way to expand the accessibility of music to all people was through education became a well-respected music educator and administrator as chairman of the Department of Performance Studies at DePaul University, as chairman of the music department at Furman University in South Carolina, and then as President of the Music Institute of Chicago where he served from 1987 until his retirement in 2003 when he assumed the title of President Emeritus; and

WHEREAS, Frank Little's vision and leadership of the Music Institute of Chicago led to the opening of its outstanding teaching and performance facility in Evanston in 2003; and

WHEREAS, Frank Little's civic contributions were impressive as he served on the boards of the Civic Orchestra of the Chicago Symphony, Northwestern University Music Advisory Board, the Solti Foundation, and the Old Town School of Folk Music. In 2003, he and his wife received the Millennium Award for distinguished service from the Music Institute of Chicago; and

WHEREAS, Frank Little's gentleness, his sense of humor, exuberant personality and loving nature made him a friend to many; and

WHEREAS, Frank Little will be greatly missed by all who knew him.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cook County does hereby offer its deepest condolences and most heartfelt sympathy to the family and friends of Frank Little and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to the family of Frank Little so that his memory may be so honored and ever cherished.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**06-R-205
RESOLUTION**

Sponsored by

THE HONORABLE JOSEPH MARIO MORENO, COUNTY COMMISSIONER

Co-Sponsored by

THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,

FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,

ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,

ROBERTO MALDONADO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,

MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS, BOBBIE L. STEELE

AND LARRY SUFFREDIN, COUNTY COMMISSIONERS

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

WHEREAS, the holiday of Cinco de Mayo commemorates the victory of the Mexican militia over the French army at The Battle of Puebla, Mexico, 100 miles east of Mexico City, on the morning of May 5, 1862; and

WHEREAS, lead by Mexican General Ignacio Zaragoza Seguin, a small, poorly armed militia estimated at 4,500 men demonstrated their courage and sacrifice for freedom by stopping and defeating a well outfitted French army of 6,500 soldiers, therefore postponing the invasion of the country for a full year; and

WHEREAS, this victory was a glorious moment for Mexican patriots, which helped develop a needed sense of national unity and pride; and

WHEREAS, celebrating Cinco de Mayo has become increasingly popular in parts of the U.S. that have a high population of people with Mexican heritage, making this holiday a celebration of Mexican culture, food, music, beverage and customs unique to Mexico; and

WHEREAS, as part of this year's festivities of Cinco de Mayo in Chicago, Monsignor Diego Monroy Ponce, Rector of the "Basilica de Guadalupe" in Mexico, will be bringing for the first time ever in our history, a true replica of the Virgin Mary of Guadalupe to Chicago; and

WHEREAS, a symbol of faith and national pride to Mexicans, the image of the Virgin Mary of Guadalupe is visited by millions of people every year, who travel many miles to pay their respects and prayers; and

WHEREAS, over 70% of Hispanics living in Cook County are of Mexican descent and make numerous cultural and economic contributions to the growth and development of our county.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners, on behalf of the more than five million residents of Cook County, does hereby join in the celebration of Cinco de Mayo, welcome Monsignor Diego Monroy Ponce to Cook County, and encourage all Cook County residents to join in this celebration of Mexican culture and heritage; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**06-R-206
RESOLUTION**

Sponsored by

THE HONORABLE PETER N. SILVESTRI, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,
ANTHONY J. PERAICA, MIKE QUIGLEY, DEBORAH SIMS, BOBBIE L. STEELE
AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

WHEREAS, Triton College, River Grove, Illinois provides a solid athletic program and talented and committed coaching staffs to students in the twenty-six communities it serves and athletes from throughout the country; and

WHEREAS, the Triton College men's basketball team had an exceptional and exciting season this year. The team was co-champion of the North Central Community Conference (N4C) and won the Region IV (District A) championship, qualifying them to play in the national tournament; and

WHEREAS, the Triton men's basketball team placed eighth in the country in the National Junior College Athletic Association's national tournament; and

WHEREAS, Steve Christiansen, the head coach, was Coach of the Year in Region IV and District 3 and was also awarded the IBCA Junior College Coach of the Year and the NJCAA Coach's Award; and

WHEREAS, the team consistently played with heart, dedication and unity and are most proud of the fact that every player was academically eligible the entire season.

NOW, THEREFORE, BE IT RESOLVED, that the President and Board of Commissioners of Cook County do hereby congratulate the Triton College men's basketball team's coaches, assistants and players for an outstanding season; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be prepared for presentation to Triton College's men's basketball team as evidence of the esteem in which they are held by this honorable body and the residents of Cook County.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**06-R-207
RESOLUTION**

Sponsored by

THE HONORABLE PETER N. SILVESTRI, COUNTY COMMISSIONER

Co-Sponsored by

THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,

FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,

ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,

ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,

ANTHONY J. PERAICA, MIKE QUIGLEY, DEBORAH SIMS, BOBBIE L. STEELE

AND LARRY SUFFREDIN, COUNTY COMMISSIONERS

WHEREAS, Community Support Services, located in Brookfield, Illinois, is celebrating its 25th anniversary of service to the developmentally disabled and their families; and

WHEREAS, Community Support Services is a not-for-profit agency that initiates, provides and promotes services and training for adults and children with disabilities in over 53 communities; and

WHEREAS, Community Support Services is dedicated to teaching skills that reinforce abilities, independence and self esteem to special needs residents, allowing them to live near family and friends and contribute to their communities.

NOW, THEREFORE, BE IT RESOLVED, that the President and Board of Commissioners of Cook County do hereby congratulate Community Support Services on their twenty-fifth anniversary and commend them for the valuable service they provide; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be prepared for presentation to Community Support Services as evidence of the esteem in which they are held by this Honorable Body and the residents of Cook County.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**06-R-208
RESOLUTION**

Sponsored by

**THE HONORABLE JOHN P. DALEY AND PRESIDENT JOHN H. STROGER, JR.
COUNTY COMMISSIONERS**

Co-Sponsored by

**THE HONORABLE JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,
ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS,
BOBBIE L. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

WHEREAS, the Government Finance Officers Association (GFOA), now in its 100th year, has a mission to enhance and promote the professional management of government for the public benefit; and

WHEREAS, GFOA has grown from a small volunteer organization to a professional trade association with more than 16,500 members and a staff of 75; and

WHEREAS, the responsibilities for stewardship and management oversight of this widely respected association fall upon an 18 member executive board, comprised of an elite group of finance professionals, recognized by their peers as among the most accomplished and highly regarded public servants to be found at any level of government; and

WHEREAS, in May of 2006, at an annual conference in Montreal, Canada, Thomas J. Glaser, Chief Financial Officer for Cook County, will assume the office of president of the Government Finance Officers Association, having been duly appointed to this prestigious post by his colleagues on the executive board; and

WHEREAS, Mr. Glaser will use his appointment to advocate for the principals of sound financial management, embodied by the association during its century of service, and practiced by the Cook County Bureau of Finance under Mr. Glaser's outstanding leadership as Bureau Chief; and

WHEREAS, among Mr. Glaser's goals for his term as president are to promote increased use of technology in government, share best-practices among public agencies nationwide to gain efficiencies in operations, and to resist the current trend among some governments to increase accounting regulations in a reactionary manner, with no identifiable benefit; and

WHEREAS, his appointment as president of GFOA is a noteworthy addition to a growing list of premier accomplishments in Mr. Glaser's career, including successfully implementing a plan to increase Cook County's bond rating, launching a countywide Enterprise Resource Planning (ERP) system, oversight of more than \$2.5 billion in general obligation bonds, and utilization of an internet based auction platform to invest bond proceeds; now, therefore,

BE IT RESOLVED, by the Board of Commissioners of Cook County that the Board does hereby offer its congratulations to Thomas J. Glaser for this latest honor in his stellar career as a financial professional, and offers him best wishes for continued success during his term of office; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be tendered to Mr. Glaser, in recognition of his fine achievements.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**06-R-209
RESOLUTION**

Sponsored by

**THE HONORABLE JOHN P. DALEY, PRESIDENT JOHN H. STROGER, JR.
AND ANTHONY J. PERAICA, COUNTY COMMISSIONERS**

Co-Sponsored by

**THE HONORABLE JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,
MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS, BOBBIE L. STEELE
AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

WHEREAS, in 1912, the Archdiocese of Chicago recognized the need for a new parish in Chicago's Near South Side community to serve the growing Catholic population, and St. Jerome Parish was founded in response; and

WHEREAS, the parish community has a strong religious, cultural, and social background with a variety of ethnic groups contributing to its rich history, and the Croatian American community in particular takes great pride in its long heritage at St. Jerome Croatian Catholic Church; and

WHEREAS, St. Jerome Croatian Catholic Church is the site of a venerated shrine, dedicated to Our Lady of Sinj, and is the frequent gathering place for members of the Society of Our Lady of Sinj; and

WHEREAS, for a century, the Croatian community has celebrated their dedication to Our Lady of Sinj (Velika Gospa) annually on August 15, as an expression of faith and a reaffirmation of cultural and ethnic ties to the homeland; and

WHEREAS, the Croatian Festival of Velika Gospa is prominent among Chicago's longest running ethnic celebrations, and is the largest Croatian Festival of its kind in the Midwest; now, therefore,

BE IT RESOLVED, by the Board of Commissioners of Cook County that the Board does hereby extend its congratulations to all the parishioners, past and present, of St. Jerome Croatian Catholic Church on the joyous occasion of the 100th Anniversary Celebration of Velika Gospa, on August 15, 2006; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body, and an official copy of same be presented to St. Jerome Croatian Catholic Church, to commemorate this historic milestone.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**06-R-210
RESOLUTION**

Sponsored by

**THE HONORABLE JOHN P. DALEY AND PRESIDENT JOHN H. STROGER, JR.
COUNTY COMMISSIONERS**

Co-Sponsored by

**THE HONORABLE JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,
ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS,
BOBBIE L. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

WHEREAS, Almighty God in His infinite wisdom has called Minnie Abate from our midst; and

WHEREAS, Minnie Abate "Mom" (nee Serritella) enjoyed a blessed earthly life of 100 years; and

WHEREAS, Minnie Abate was the beloved wife of the late Philip; and

WHEREAS, Minnie Abate was the loving mother of Carmella, Joey (the late Catherine "Sis") and Danny Abate; and

WHEREAS, Minnie Abate was the beloved daughter of the late Christopher and Vita Antonia Serritella; and

WHEREAS, Minnie Abate was the dear grandmother of Christine and Philip Abate, Danette (Tony) Spazio, Dean (Regina) Abate, Darcie (Grant) Harnett, and the late baby Philip; and

JOURNAL OF PROCEEDINGS FOR MAY 3, 2006

WHEREAS, Minnie Abate was the great grandmother of Gianna, Nicole and Anthony Spazio, Dean and Dominic Abate, and Laurel, Nathan and Isabella Harnett; and

WHEREAS, Minnie Abate was the dear sister of Geraldine "Dolly" (the late Leonard) Schillaci and the late Jeanette Serritella, Daniel (the late Lillian), and William Serritella; and

WHEREAS, all who knew her will attest that Minnie Abate was a kind and compassionate woman, virtuous of character and gentle in spirit, admired and respected by her many friends and neighbors, and dearly loved by her family; now, therefore,

BE IT RESOLVED, by the Board of Commissioners of Cook County that the Board does hereby offer its deepest condolences and most heartfelt sympathy to the family and many friends of Minnie Abate, and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be tendered to the family of Minnie Abate, that her memory may be so honored and ever cherished.

Approved and adopted this 3rd day of May 2006.

JOHN H. STROGER, JR., President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

PUBLIC TESTIMONY

Pursuant to Rule 4-30, Robert J. More, addressed the President and Members of the Cook County Board of Commissioners. Mr. More spoke concerning several issues regarding Cook County.

* * * * *

Pursuant to Rule 4-30, George Blakemore, addressed the President and Members of the Cook County Board of Commissioners. Mr. Blakemore spoke concerning several issues regarding Cook County.

* * * * *

Pursuant to Rule 4-30, Dr. Gerald Ciebien, Director of Dentistry for the Salvation Army Clinic, addressed the President and Members of the Cook County Board of Commissioners. Dr. Ciebien spoke in support of Item #84 on the May 3, 2006 Board Agenda (a resolution requesting a six month study to determine how many people go to County hospitals for illnesses caused by a lack of proper dental care and the cost of implementing a preventative dental care system in Cook County).

EXECUTIVE SESSION

Transmitting a Communication, dated May 2, 2006 from

JOHN P. DALEY, Chairman and BOBBIE L. STEELE, Vice Chairman, Finance Committee

respectfully request at the May 3, 2006 meeting of the Cook County Board of Commissioners that the Board convene in Executive Session to receive information concerning the response to be taken by the County to the possibility of employment action by County employees.

This request for a closed meeting is made pursuant to an exception to the Open Meeting Act, 5 ILCS 120/2(c)(2)(1): ~~“Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees.” “The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body of legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity.”~~

Commissioner Hansen, seconded by Commissioner Silvestri, moved to suspend the rules so that this matter may be considered. **The motion carried unanimously.**

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Regular Session be recessed and that the Executive Session be convened for the purpose of considering information received concerning the response to be taken by the County to the possibility of employment action by County employees pursuant to the Open Meetings Act 5 ILCS 120/2(c)(2): ~~“Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees.”~~ **The motion carried and the Board of Commissioners convened in Executive Session.**

BOARD RECONVENED

Commissioner Butler, seconded by Commissioner Goslin, moved that the Executive Session be adjourned and that the Regular Session be reconvened. **The motion carried and the Board of Commissioners reconvened Regular Session.**

Commissioner Hansen, seconded by Commissioner Butler, moved to amend the transmittal letter. **The motion carried.**

Commissioner Peraica voted “no”.

The above item was for informational purposes only.

ADJOURNMENT

Commissioner Hansen, seconded by Commissioner Daley, moved that the meeting do now adjourn to meet again at the same time and same place on Tuesday, May 16, 2006, in accordance with County Board Resolution 06-R-09.

The motion prevailed and the meeting stood adjourned.

County Clerk